Number 35 Wednesday, April 23, 2014

The House was called to order by the Speaker at 10:30 a.m.

## **Prayer**

The following prayer was offered by the Reverend Feliciano Felix Ramirez of La Primera Iglesia Bautista of Mascotte, upon invitation of Rep. Combee:

Heavenly Father, as I stand before this legislative body, I think about how You, Lord, have called these ladies and gentlemen to public service and the formidable responsibility they have willingly accepted. It is they, Lord, who model unity, tolerance, and conciliation for our incredibly diverse citizenry. It is they, Lord, in their unstinting service to their communities and our great state, who embody the ideal that freedom carries with it a concomitant obligation, that every right is inextricably joined to a responsibility. In their hands lies a power to strengthen our families, care for our elderly and those who cannot care for themselves, educate our young people and give them the opportunity to prepare themselves to achieve a successful and prosperous future

Creator God, they are the architects of our future, and I hope and pray the future they envision is an inclusive one that has room for each and every one of our youths in their infinite variety without regard to their individual race, religion, ethnicity, national origin, or abilities. We must remember that our young people are our greatest natural resource. If they're well educated, not only academically, but also in the responsibilities of citizenship, our future will be bright indeed. Our democracy draws the best and brightest dreamers and doers from all over the world, each bringing their gifts to contribute. Heavenly Father, it is they, these dear servants, our representatives, who have the power to draft legislation and allocate funds to strengthen the structure of our society and chart a path toward the bright and shining future. I pray that You, God, grant them wisdom to see their vision clearly and strengthen to preserve it until it is accomplished. In Jesus' name I pray. Amen.

The following members were recorded present:

Session Vote Sequence: 639

Speaker Weatherford in the Chair.

Yeas-117 Adkins Brodeur Fresen Ahern Broxson Cummings Fullwood Albritton Caldwell Danish Gaetz Campbell Gibbons Antone Davis Castor Dentel Diaz, J Artiles Gonzalez Goodson Clarke-Reed Diaz, M. Baxley Dudley Clelland Berman Grant Beshears Coley Eagle Harrell Combee Edwards Bileca Hill Holder Boyd Corcoran Eisnaugle Bracy Crisafulli Fitzenhagen Hood

Hooper	Oliva	Renuart	Stone
Hudson	O'Toole	Richardson	Taylor
Hutson	Pafford	Roberson, K.	Thurston
Ingram	Passidomo	Rodrigues, R.	Tobia
Jones, M.	Patronis	Rodríguez, J.	Torres
Jones, S.	Perry	Rogers	Trujillo
La Rosa	Pigman	Rooney	Van Zant
Lee	Pilon	Rouson	Waldman
Magar	Porter	Santiago	Watson, B.
Mayfield	Powell	Saunders	Watson, C.
McBurney	Pritchett	Schenck	Weatherford
McGhee	Raburn	Schwartz	Williams, A.
McKeel	Rader	Slosberg	Wood
Metz	Rangel	Smith	Workman
Moraitis	Raschein	Spano	Young
Moskowitz	Raulerson	Stafford	Zimmermann
Murphy	Ray	Stark	
Nelson	Reed	Steube	
Nuñez	Rehwinkel Vasilinda	Stewart	

Nays-None

(A list of excused members appears at the end of the Journal.)

A quorum was present.

## Pledge

The members, led by the following, pledged allegiance to the Flag: Arlie Haire of Tallahassee at the invitation of Rep. A. Williams; Tia Kearney of Ormond Beach at the invitation of Rep. Hood; John Malley of Tallahassee at the invitation of Rep. Rehwinkel Vasilinda; and Olivia Miller of Tallahassee at the invitation of Rep. Tobia.

#### **House Physician**

The Speaker introduced Dr. Steven Tobia of Indialantic, who served in the Clinic today upon invitation of Rep. Tobia.

## Correction of the Journal

The Journal of April 22 was corrected and approved as corrected.

# Reports of Standing Committees and Subcommittees

#### Reports of the Rules & Calendar Committee

The Honorable Will Weatherford Speaker, House of Representatives

Dear Mr. Speaker:

April 21, 2014

Your Rules & Calendar Committee herewith submits the Special Order for Wednesday, April 23, 2014. Consideration of the House bills on Special Orders shall include the Senate Companion measures on the House Calendar.

- I. Consideration of the following bills:
  - CS/CS/HB 773 Regulatory Affairs Committee, Business & Professional Regulation Subcommittee, & others Pugilistic Exhibitions
  - CS/CS/CS/HB 775 Regulatory Affairs Committee, Government Operations Subcommittee, & others Pub. Rec./Florida State Boxing Commission
  - CS/CS/HB 479 Health & Human Services Committee, Healthy Families Subcommittee, & others Substance Abuse Services
  - CS/CS/HB 561 Judiciary Committee, Civil Justice Subcommittee, & others

Attorneys For Dependent Children with Special Needs

CS/CS/HB 685 - Judiciary Committee, Civil Justice Subcommittee, & others

**Business Organizations** 

- CS/CS/CS/HB 489 Judiciary Committee, Business & Professional Regulation Subcommittee, & others Subsurface Rights
- CS/HB 7023 Economic Affairs Committee, Economic Development & Tourism Subcommittee, & others Economic Development
- CS/HB 7065 Economic Affairs Committee, Economic Development & Tourism Subcommittee, & others Emergency Management
- HB 1279 Stafford Marriage of Minors
- CS/CS/HB 791 State Affairs Committee, Agriculture & Natural Resources Subcommittee, & others Coastal Management
- CS/CS/HB 955 State Affairs Committee, Agriculture & Natural Resources Subcommittee, & others Fish and Wildlife Conservation Commission
- CS/HB 7091 State Affairs Committee, Agriculture & Natural Resources Subcommittee, & others Department of Agriculture and Consumer Services
- CS/HB 7093 State Affairs Committee, Agriculture & Natural Resources Subcommittee, & others Rehabilitation of Petroleum Contamination Sites
- HB 1083 Artiles
  Pub. Rec./CDD Surveillance Recordings
- CS/CS/HB 783 Regulatory Affairs Committee, Insurance & Banking Subcommittee, & others Motor Vehicle Sales
- CS/CS/CS/HB 617 Economic Affairs Committee, Civil Justice Subcommittee, & others Towing of Vehicles and Vessels
- CS/HB 977 Health Care Appropriations Subcommittee, Albritton, & others

- Motor Vehicle Insurance & Driver Education for Children in Foster Care
- CS/HB 803 Finance & Tax Subcommittee, Boyd, & others Communications Services Tax
- CS/HB 1325 Transportation & Highway Safety Subcommittee, Zimmermann, & others Parking Permits for Persons with Mobility Impairment
- CS/CS/HB 7005 Economic Affairs Committee, Transportation & Economic Development Appropriations Subcommittee, & others Department of Highway Safety and Motor Vehicles
- HB 7175 Economic Affairs Committee, Goodson Department of Transportation
- CS/CS/CS/HB 159 Health & Human Services Committee, Health Care Appropriations Subcommittee, & others Establishment of Mental Health First Aid Training Program
- CS/HM 1165 Local & Federal Affairs Committee, La Rosa, & others Newborn Adrenoleukodystrophy Screening
- CS/HB 1121 K-12 Subcommittee, Metz, & others Hazardous Walking Conditions
- CS/HB 225 Transportation & Highway Safety Subcommittee, Perry, & others Child Safety Devices in Motor Vehicles
- CS/CS/HB 755 Judiciary Committee, Civil Justice Subcommittee, & others
  Family Law
- HB 7177 State Affairs Committee, Brodeur OGSR/Prescription Drug Monitoring Program
- CS/HB 883 Transportation & Highway Safety Subcommittee, Broxson License Plates
- HB 123 Schwartz Fees and Costs in Guardianship Proceedings
- HB 125 Schwartz
  Pub. Rec./Claim Settlement on Behalf of Minor or Ward
- CS/CS/HB 1385 Appropriations Committee, Government Operations Subcommittee, & others Inspectors General
- CS/CS/CS/HB 849 State Affairs Committee, Judiciary Committee, & others Service Animals

A quorum was present in person, and a majority of those present agreed to the above Report.

Respectfully submitted, *Robert C. Schenck*, Chair Rules & Calendar Committee

On motion by Rep. Schenck, the above report was adopted.

## Bills and Joint Resolutions on Third Reading

CS for CS for SB 224—A bill to be entitled An act relating to nicotine dispensing devices; amending s. 569.002, F.S.; providing a definition;

amending s. 569.0075, F.S.; prohibiting the gift of sample nicotine dispensing devices to persons under 18 years of age; amending s. 569.101, F.S.; prohibiting the selling, delivering, bartering, furnishing, or giving of nicotine dispensing devices to persons under 18 years of age, to which penalties apply; amending s. 569.11, F.S.; prohibiting persons under 18 years of age from possessing, purchasing, or misrepresenting their age or military service to purchase nicotine dispensing devices; providing civil penalties; amending s. 569.14, F.S.; requiring certain signage where a dealer sells nicotine dispensing devices; amending s. 569.19, F.S.; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to submit the number of violations for selling nicotine dispensing devices in its annual report; reenacting and amending s. 322.056(2) and (3), F.S., relating to mandatory driver license revocation or suspension for persons younger than 18 years of age who commit certain offenses, to incorporate the amendments to s. 569.11, F.S., in a reference thereto; making editorial changes; providing an effective date.

—was read the third time by title. On passage, the vote was:

Murphy

Nelson

Nuñez

Oliva

O'Toole

Pafford

Patronis

Pigman

Perry

Pilon

Porter

Powell

Pritchett

Raburn

Rader

Rangel

Ray

Reed

Remnart

Rogers

Rooney

Richardson

Roberson, K.

Rodrigues, R

Rodríguez, J.

Raschein

Raulerson

Rehwinkel Vasilinda

Passidomo

Rouson

Santiago

Saunders

Schenck

Schwartz

Slosberg

Smith

Spano

Stark

Steube

Stewart

Stone

Taylor

Tobia

Torres

Wood

Young

Trujillo

Van Zant

Waldman

Watson C

Weatherford

Williams, A.

Zimmermann

Workman

Thurston

Stafford

Session Vote Sequence: 640

Speaker Weatherford in the Chair.

Yeas-114 Adkins Ahern

Eagle Edwards Albritton Eisnaugle Antone Fitzenhagen Artiles Fresen Baxley Berman

Fullwood Gaetz Beshears Gibbons Bileca Gonzalez Boyd Goodson Bracy Harrell Brodeur Hill Broxson Holder Caldwell Hood Campbell Hooper Castor Dentel Hutson

Clarke-Reed Clelland Coley Combee Corcoran Crisafulli Cruz Cummings

Danish Davis Diaz, J. Diaz, M. Dudley

Navs-None Votes after roll call:

Yeas-Hager, Kerner, Peters Navs-Watson, B.

Ingram

Jones, M.

Jones, S.

La Rosa

Magar

Mayfield

McGhee

McKeel

Moraitis

Moskowitz

Metz

McBurney

Lee

So the bill passed, as amended, and was immediately certified to the Senate.

CS/CS/HB 631—A bill to be entitled An act relating to loan originators, mortgage brokers, and mortgage lenders; amending s. 494.001, F.S.; providing and revising definitions; amending s. 494.0012, F.S.; authorizing the Office of Financial Regulation to conduct joint or concurrent examinations of licensees; amending s. 494.00255, F.S.; providing that violating specified rules is grounds for disciplinary action; repealing s. 494.0028, F.S., relating to arbitration of disputes involving certain agreements; amending ss. 494.00313 and 494.00322, F.S.; providing for change in license status if a licensed loan originator or mortgage broker fails to meet certain requirements for annual license renewal by specified dates; amending s. 494.0036, F.S.; providing guidelines for renewal of a mortgage broker branch office license; providing for change in license status if a licensed branch office fails to meet certain requirements for annual license renewal by specified dates; amending s. 494.0038, F.S.; deleting certain requirements regarding loan origination and disclosure; amending s. 494.004, F.S.; deleting a requirement that a licensee provide certain notice to a borrower in mortgage loan transactions; authorizing the Financial Services Commission to adopt rules prescribing the time by which a mortgage broker must file a report of condition; amending s. 494.0042, F.S.; conforming a cross-reference; repealing s. 494.00421, F.S., relating to required disclosures to borrowers in mortgage broker agreements by mortgage brokers receiving loan origination fees; amending s. 494.00611, F.S.; revising a cross-reference; amending s. 494.00612, F.S.; providing for change in license status if a licensed mortgage lender fails to meet certain requirements for annual license renewal by specified dates; amending s. 494.0066, F.S.; providing guidelines for renewal of a mortgage lender branch office license; providing for change in license status if a licensed branch office fails to meet certain requirements for annual license renewal by specified dates; amending s. 494.0067, F.S.; deleting requirements that a mortgage lender provide an applicant for a mortgage loan a good faith estimate of costs and written disclosures related to adjustable rate mortgages; deleting requirement that mortgage lender provide notice of material changes in terms of a mortgage loan to a borrower in mortgage loan transactions; revising period during which mortgage lenders may service loans without meeting certain requirements; authorizing the commission to adopt rules prescribing the time by which a mortgage lender must file a report of condition; repealing s. 494.0068, F.S., relating to required disclosures to borrowers by mortgage lenders before the borrower accepts certain fees; amending s. 494.007, F.S.; deleting the requirement that a mortgage lender disclose a certain fee and whether the fee is refundable; amending s. 494.0073, F.S.; conforming a cross-reference; repealing part IV of chapter 494, F.S., relating to the Florida Fair Lending Act; repealing s. 494.008, F.S., relating to conditions for mortgage loans of specified amounts secured by vacant land; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 641

Speaker Weatherford in the Chair.

Yeas-114

Adkins Eagle Ahern Edwards Albritton Eisnaugle Antone Fitzenhagen Artiles Fresen Fullwood Baxley Berman Gaetz Beshears Bileca Boyd Bracy Brodeur Hill Broxson Caldwell Campbell Castor Dentel Clarke-Reed Clelland Coley Combee Corcoran Lee Crisafulli Cruz

Gibbons Gonzalez Goodson Harrell Holder Hood Hooper Hutson Ingram Jones, M. Jones, S. La Rosa Magar Mayfield McBurney McGhee McKeel

Metz

Moraitis

Moskowitz

Passidomo Patronis Perry Pigman Pilon Porter Powell Pritchett Raburn Rader Rangel Raschein Raulerson Ray Reed Rehwinkel Vasilinda Renuart Richardson Roberson, K.

Rodrigues, R.

Rodríguez, J.

Rogers

Rooney

Murphy

Nelson

Nuñez

Oliva

O'Toole

Pafford

Saunders Schenck Schwartz Slosberg Smith Spano Stafford Stark Steube Stewart Stone Taylor Thurston Tobia Torres Trujillo Van Zant Waldman Watson, C. Weatherford Williams, A. Wood Workman

Young

Zimmermann

Rouson

Santiago

Navs-None

Cummings

Danish

Diaz, J.

Dudley

Diaz, M.

Davis

Votes after roll call:

Yeas—Hager, Kerner, Peters

Nays-Watson, B.

So the bill passed and was immediately certified to the Senate.

CS/CS/HB 3—A bill to be entitled An act relating to freight and trade; amending s. 311.07, F.S., providing that seaport asset management plans are eligible for funding from the Florida Seaport Transportation and Economic Development Program; amending s. 311.101, F.S.; revising the amount of funds to be made available annually from the State Transportation Trust Fund for the Intermodal Logistics Center Infrastructure Support Program; creating s. 311.103, F.S.; defining the term "freight logistics zone"; authorizing a county or two or more contiguous counties to designate a geographic area or areas within its jurisdiction as a freight logistics zone; requiring the adoption of a strategic plan which must include certain information; providing that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive programs; providing evaluation criteria for freight logistics zones; creating s. 311.141, F.S.; requiring certain entities to conduct a review of continuity of operations plans; authorizing such entities to develop an all-hazards economic recovery plan and resumption of trade plan for seaports; requiring certain entities to review the need for consistent asset management plans for seaports; amending s. 320.525, F.S., providing that certain public roads may be designated as port district roads; requiring the Department of Transportation to designate such roads with appropriate signage; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 642

Speaker Weatherford in the Chair.

Yeas-115 Adkins Moskowitz Eagle Rooney Edwards Ahern Murphy Rouson Albritton Eisnaugle Nelson Santiago Fitzenhagen Antone Nuñez Saunders Artiles Fresen Oliva Schenck Baxley Fullwood O'Toole Schwartz Slosberg Berman Gaetz Pafford Gibbons Beshears Passidomo Smith Bileca Gonzalez Patronis Spano Boyd Goodson Stafford Perry Bracy Grant Pigman Stark Brodeur Harrell Pilon Steube Broxson Hill Porter Stewart Caldwell Holder Powell Stone Campbell Hood Pritchett Taylor Castor Dentel Thurston Hooper Raburn Clarke-Reed Hutson Rader Tobia Ingram Clelland Rangel Raschein Torres Jones, M. Trujillo Colev Combee Jones, S. Raulerson Van Zant Corcoran Waldman La Rosa Ray Crisafulli Reed Lee Watson C Magar Rehwinkel Vasilinda Weatherford Cruz Mayfield Cummings Williams, A. Rennart Richardson McBurney Wood Danish Roberson, K. Workman Davis McGhee Diaz, J. McKeel Rodrigues, R. Young Diaz, M. Metz Rodríguez, J. Zimmermann Moraitis Dudley Rogers

Nays-None

Votes after roll call:

Yeas-Hager, Kerner, Peters, Watson, B.

So the bill passed and was immediately certified to the Senate.

**CS/HB 485**—A bill to be entitled An act relating to sexual offenses against students by authority figures; providing a short title; creating s. 775.0862, F.S.; providing definitions; providing for reclassification of specified sexual

offenses committed against students by an authority figure of the school; providing for severity ranking of offenses; amending s. 921.0022, F.S.; providing for application of the severity ranking chart of the Criminal Punishment Code; providing an effective date.

-was read the third time by title. On passage, the vote was:

Session Vote Sequence: 643

Yeas-107

Speaker Weatherford in the Chair.

1eas—10/			
Adkins	Dudley	Moraitis	Rogers
Ahern	Eagle	Moskowitz	Rooney
Albritton	Edwards	Murphy	Rouson
Antone	Eisnaugle	Nelson	Santiago
Artiles	Fitzenhagen	Nuñez	Schenck
Baxley	Fresen	Oliva	Schwartz
Berman	Fullwood	O'Toole	Slosberg
Beshears	Gaetz	Passidomo	Smith
Bileca	Gibbons	Patronis	Spano
Boyd	Gonzalez	Perry	Steube
Brodeur	Goodson	Pigman	Stewart
Broxson	Harrell	Pilon	Stone
Caldwell	Hill	Porter	Taylor
Campbell	Holder	Powell	Thurston
Castor Dentel	Hood	Pritchett	Tobia
Clarke-Reed	Hooper	Raburn	Torres
Clelland	Hutson	Rader	Trujillo
Coley	Ingram	Rangel	Van Zant
Combee	Jones, M.	Raschein	Waldman
Corcoran	Jones, S.	Raulerson	Watson, C.
Crisafulli	La Rosa	Ray	Weatherford
Cruz	Lee	Reed	Williams, A.
Cummings	Magar	Renuart	Wood
Danish	Mayfield	Richardson	Workman
Davis	McBurney	Roberson, K.	Young
Diaz, J.	McKeel	Rodrigues, R.	Zimmermann
Diaz, M.	Metz	Rodríguez, J.	

Nays-8

Bracy Pafford Saunders Stark
McGhee Rehwinkel Vasilinda Stafford Watson, B.

Votes after roll call:

Yeas—Hager, Kerner, Peters

So the bill passed and was immediately certified to the Senate.

CS/HB 1017—A bill to be entitled An act relating to human trafficking; amending s. 450.021, F.S.; prohibiting the employment of minors in adult theaters; amending s. 450.045, F.S.; requiring adult theaters to verify the ages of employees and independent contractors and maintain specified documentation; amending s. 775.15, F.S.; eliminating the statute of limitations for prosecutions under a specified human trafficking provision; providing applicability; amending s. 787.06, F.S.; revising and providing penalties for various human trafficking offenses against minors and adults; amending s. 775.082, F.S.; providing a life sentence for a specified felony; creating s. 796.001, F.S.; providing legislative intent concerning prosecutions of certain offenses by adults involving minors; repealing ss. 796.03, 796.035, and 796.036, F.S., relating to procuring a person under the age of 18 for prostitution, selling or buying of minors into prostitution, and reclassification of certain violations involving minors, respectively; amending ss. 796.05 and 796.07, F.S.; revising and providing penalties for various prostitution offenses; amending s. 943.0583, F.S.; providing for expunction of criminal history records of certain criminal charges against victims of human trafficking that did not result in convictions; requiring destruction of investigative records related to such expunged records; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; amending ss. 39.01, 90.404, 772.102, 775.0877, 775.21, 787.01, 787.02, 794.056, 856.022, 895.02, 938.085, 938.10, 943.0435, 943.0585, 943.059, 944.606, 944.607, 948.013, and 948.32, F.S.; conforming cross-references; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 644

Speaker Weatherford in the Chair.

Yeas-115

Adkins Eagle Edwards Moskowitz Rouson Ahern Murphy Santiago Albritton Eisnaugle Nelson Saunders Schenck Antone Fitzenhagen Nuñez Artiles Fresen Oliva Schwartz Fullwood Baxley O'Toole Slosberg Berman Gaetz Pafford Smith Gibbons Passidomo Beshears Spano Bileca Gonzalez Patronis Stafford Boyd Goodson Perry Stark Bracy Grant Pigman Steube Brodeur Harrell Pilon Stewart Broxson Hill Porter Stone Caldwell Holder Powell Taylor Campbell Hood Pritchett Thurston Castor Dentel Hooper Raburn Tobia Clarke-Reed Hutson Rader Torres Clelland Ingram Rangel Trujillo Jones, M. Coley Raschein Van Zant Combee Jones, S. Raulerson Waldman La Rosa Corcoran Watson, B. Rehwinkel Vasilinda Crisafulli Lee Watson, C. Magar Renuart Weatherford Cruz Cummings Mayfield Richardson Williams, A. McBurney Roberson, K. Wood Danish McGhee Rodrigues, R. Workman Diaz, J. McKeel Rodríguez, J. Young Diaz, M. Zimmermann Metz Rogers Dudley Moraitis Rooney

Nays-None

Votes after roll call:

Yeas-Hager, Kerner, Peters, Reed

So the bill passed and was immediately certified to the Senate.

**CS/HB 517**—A bill to be entitled An act relating to fraudulent controlled substance prescriptions; amending s. 893.13, F.S.; revising provisions prohibiting possession of incomplete prescription forms; providing enhanced criminal penalties for violations involving incomplete prescription forms; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 645

Speaker Weatherford in the Chair.

Yeas—114

Adkins Hood Pafford Cruz Hooper Passidomo Cummings Ahern Danish Hutson Patronis Albritton Antone Davis Ingram Perry Jones, M. Pigman Artiles Diaz, J. Baxley Diaz, M. Jones S Pilon Dudley Berman La Rosa Porter Beshears Eagle Lee Powell Edwards Magar Boyd Pritchett Mayfield Bracy Eisnaugle Raburn Brodeur Fitzenhagen McBurney Rader Broxson Fresen McGhee Rangel Fullwood Caldwell McKeel Raschein Campbell Gaetz Metz Raulerson Castor Dentel Gibbons Moraitis Ray Clarke-Reed Gonzalez Moskowitz Reed Clelland Goodson Murphy Renuart Coley Grant Nelson Richardson Combee Harrell Nuñez Roberson, K. Corcoran Hill Oliva Rodrigues, R. Crisafulli Holder O'Toole Rodríguez, J.

Rogers	Smith	Thurston	Weatherford
Rooney	Spano	Tobia	Williams, A.
Rouson	Stafford	Torres	Wood
Santiago	Stark	Trujillo	Workman
Saunders	Steube	Van Zant	Young
Schenck	Stewart	Waldman	Zimmermann
Schwartz	Stone	Watson, B.	
Slosberg	Taylor	Watson, C.	

Nays-None

Votes after roll call:

Yeas-Bileca, Hager, Kerner, Peters, Rehwinkel Vasilinda

So the bill passed and was immediately certified to the Senate.

CS for CS for SB 670—A bill to be entitled An act relating to nursing home litigation; amending s. 400.023, F.S.; specifying that a cause of action for negligence or violation of residents' rights alleging direct or vicarious liability for the injury or death of a nursing home resident may be brought against a licensee, its management or consulting company, its managing employees, and any direct caregiver employees or contractors; providing that a cause of action may not be asserted against other individuals or entities except under certain circumstances; revising related judicial procedures; defining terms; amending s. 400.0237, F.S.; providing that a claim for punitive damages may not be brought unless there is a showing of evidence that provides a reasonable basis for recovery of such damages when certain criteria are applied; requiring the court to conduct a hearing to determine whether there is sufficient evidence to demonstrate that the recovery of punitive damages is warranted; requiring the trier of fact to find that a specific person or corporate defendant participated in or engaged in conduct that constituted gross negligence and contributed to the damages or injury suffered by the claimant before a defendant may be held liable for punitive damages; requiring an officer, director, or manager of the employer, corporation, or legal entity to condone, ratify, or consent to specified conduct before holding such person or entity vicariously liable for punitive damages; creating s. 400.024, F.S.; authorizing the Agency for Health Care Administration to revoke the license or deny a license renewal or change of ownership application of a nursing home facility that fails to pay a judgment or settlement agreement; providing for notification to the agency of such failure and for agency notification to the licensee of disciplinary action; providing licensee grounds for overcoming failure to pay; authorizing the agency to issue an emergency order and notice of intent to revoke or deny a license; authorizing the agency to deny a license renewal and requiring the agency to deny a change of ownership; amending s. 400.145, F.S.; revising procedures for obtaining the records of a resident; specifying which records may be obtained and who may obtain them; providing immunity from liability to a facility that provides such records in good faith; providing that the agency may not cite a facility that does not meet these records requirements; providing applicability; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 646

Speaker Weatherford in the Chair.

Yeas—109

Bracy Davis Goodson M Brodeur Diaz, J. Grant M Broxson Diaz, M. Harrell M
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Torres Trujillo Van Zant McGhee Porter Rooney McKeel Powell Rouson Metz Pritchett Santiago Waldman Moraitis Raburn Schenck Moskowitz Rader Schwartz Watson, B. Slosberg Murphy Rangel Watson, C. Nelson Raschein Smith Weatherford Spano Nuñez Raulerson Williams, A. Oliva Ray Stark Wood O'Toole Reed Steube Workman Passidomo Renuart Stewart Young Patronis Richardson Stone Zimmermann Roberson, K Taylor Perry

Thurston

Tobia

Nays-7

Pigman

Campbell Pafford Rodríguez, J. Stafford Clelland Rehwinkel Vasilinda Saunders

Rodrigues, R.

Rogers

Votes after roll call:

Yeas-Hager, Kerner, Peters

So the bill passed and was immediately certified to the Senate.

CS/HB 993—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information of certain animal researchers at public research facilities, including state universities; providing for retroactive applicability of the exemption; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 647

Speaker Weatherford in the Chair.

Yeas—115 Adkins Eagle Murphy Rouson Edwards Ahern Nelson Santiago Albritton Eisnaugle Nuñez Saunders Antone Fitzenhagen Oliva Schenck Artiles Fresen O'Toole Schwartz Fullwood Baxley Pafford Slosberg Berman Gibbons Passidomo Smith Beshears Gonzalez Patronis Spano Bileca Goodson Perry Stafford Boyd Grant Pigman Stark Bracy Harrell Pilon Steube Brodeur Hill Porter Stewart Broxson Holder Powell Stone Caldwell Hood Pritchett Taylor Campbell Hooper Raburn Thurston Castor Dentel Hutson Rader Tobia Clarke-Reed Ingram Rangel Torres Clelland Jones, M. Raschein Trujillo Coley Jones, S. Raulerson Van Zant Combee La Rosa Ray Waldman Corcoran Reed Watson, B. Lee Crisafulli Magar Rehwinkel Vasilinda Watson, C. Mayfield Weatherford Cruz Renuart McBurney Richardson Williams, A. Cummings Roberson, K. Danish McGhee Wood Workman Davis McKeel Rodrigues, R. Diaz, J. Metz Rodríguez, J. Young Moraitis Diaz, M. Rogers Zimmermann

Nays—1 Gaetz

Dudley

Votes after roll call:

Yeas—Hager, Kerner, Peters

Moskowitz

So the bill passed by the required constitutional two-thirds vote of the members voting and was immediately certified to the Senate.

Rooney

CS for CS for SB 238—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for the names of the spouses and children of current or former public defenders, assistant public defenders, criminal conflict and civil regional counsel, and assistant criminal conflict and civil regional counsel; providing for future review and repeal of the exemption; providing a statement of necessity; providing an effective date.

—was read the third time by title. On passage, the vote was:

Session Vote Sequence: 648

Speaker Weatherford in the Chair.

Yeas—115			
Adkins	Edwards	Murphy	Rouson
Ahern	Eisnaugle	Nelson	Santiago
Albritton	Fitzenhagen	Nuñez	Saunders
Antone	Fresen	Oliva	Schenck
Artiles	Fullwood	O'Toole	Schwartz
Baxley	Gaetz	Pafford	Slosberg
Berman	Gibbons	Passidomo	Smith
Beshears	Gonzalez	Patronis	Spano
Bileca	Goodson	Perry	Stafford
Boyd	Grant	Pigman	Stark
Bracy	Harrell	Pilon	Steube
Brodeur	Hill	Porter	Stewart
Broxson	Holder	Powell	Stone
Caldwell	Hood	Pritchett	Taylor
Castor Dentel	Hooper	Raburn	Thurston
Clarke-Reed	Hutson	Rader	Tobia
Clelland	Ingram	Rangel	Torres
Coley	Jones, M.	Raschein	Trujillo
Combee	Jones, S.	Raulerson	Van Zant
Corcoran	La Rosa	Ray	Waldman
Crisafulli	Lee	Reed	Watson, B.
Cruz	Magar	Rehwinkel Vasilinda	Watson, C.
Cummings	Mayfield	Renuart	Weatherford
Danish	McBurney	Richardson	Williams, A.
Davis	McGhee	Roberson, K.	Wood
Diaz, J.	McKeel	Rodrigues, R.	Workman
Diaz, M.	Metz	Rodríguez, J.	Young
Dudley	Moraitis	Rogers	Zimmermann
Eagle	Moskowitz	Roonev	

Nays-None

Votes after roll call:

Yeas—Campbell, Hager, Kerner, Peters

So the bill passed by the required constitutional two-thirds vote of the members voting and was immediately certified to the Senate.

#### **Special Orders**

CS/CS/HB 773—A bill to be entitled An act relating to pugilistic exhibitions; amending s. 548.002, F.S.; revising and providing definitions; amending s. 548.004, F.S.; revising the duties and responsibilities of the executive director of the Florida State Boxing Commission; deleting a provision requiring the electronic recording of commission proceedings; amending s. 548.006, F.S.; clarifying the jurisdiction of the commission over certain amateur and professional matches; amending s. 548.007, F.S.; revising the applicability of chapter 548, F.S.; repealing s. 548.013, F.S., relating to a requirement that foreign copromoters be licensed; amending s. 548.014, F.S.; conforming provisions to changes made by the act; repealing s. 548.015, F.S., relating to the authority of the commission to require a concessionaire to file a form of security with the commission; amending s. 548.017, F.S.; deleting a requirement for the licensure of concessionaires and booking agents; amending s. 548.046, F.S.; providing for immediate license suspension and other disciplinary action if a participant fails or refuses to provide a urine sample or tests positive for specified prohibited substances; amending s. 548.052, F.S.; revising requirements for providing an advance payment or loan against a purse to a participant; amending s. 548.054, F.S.; revising procedure and requirements for requesting a hearing following the withholding of a purse; amending s. 548.06, F.S.; revising the calculation of gross receipts; authorizing a promoter to issue a specified amount of complimentary tickets that are not included in gross receipts; requiring authorization from the commission to issue complimentary tickets that are not included in gross receipts in an amount greater than a specified amount; providing application requirements and procedures; providing that certain promoters are not required to report specified information; requiring promoters to retain specified documents and records; authorizing the commission and the Department of Business and Professional Regulation to audit specified records retained by a promoter; requiring the commission to adopt rules; amending s. 548.07, F.S.; revising the procedure for suspension of licensure; amending s. 548.073, F.S.; requiring that commission hearings be held in accordance with the Administrative Procedure Act; providing an appropriation; providing an effective date.

-was read the second time by title.

Representative Hutson offered the following:

(Amendment Bar Code: 084203)

Amendment 1 (with title amendment)—Between lines 513 and 514, insert:

Section 13. Subsection (2) of section 548.066, Florida Statutes, is amended to read:

548.066 Ticket refunds.—

(2) For failure to comply with this section, the commission may declare a promoter's or foreign copromoter's bond or other security forfeited, suspend or revoke the license of a promoter or foreign copromoter, and impose any other penalty provided.

#### TITLE AMENDMENT

Remove line 43 and insert:

the commission to adopt rules; amending s. 548.066, F.S.; conforming a provision to changes made by the act; amending s. 548.07,

Rep. Hutson moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/CS/CS/HB 775—A bill to be entitled An act relating to public records; creating s. 548.062, F.S.; providing an exemption from public records requirements for proprietary confidential business information in reports required to be filed with the Florida State Boxing Commission by a promoter or obtained by the commission through an audit of a promoter's books and records; defining the term "proprietary confidential business information"; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 479—A bill to be entitled An act relating to substance abuse services; amending s. 397.311, F.S.; providing definitions; conforming a cross-reference; creating s. 397.487, F.S.; providing legislative findings; requiring the Department of Children and Families to create a voluntary certification program for recovery residences; requiring the department to approve credentialing entities to develop and administer the certification program; requiring an approved credentialing entity to establish a process for certifying recovery residences that meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring a credentialing entity to conduct onsite inspections of a recovery residence; requiring background screening of employees and volunteers of a recovery residence; providing for denial, suspension, or revocation of certification; providing a criminal penalty for advertising a recovery residence as a "certified recovery residence" unless certified; creating s. 397.4871, F.S.; providing legislative intent; requiring the

department to create a voluntary certification program for recovery residence administrators; authorizing the department to approve credentialing entities to develop and administer the certification program; requiring an approved credentialing entity to establish a process for certifying recovery residence administrators who meet certain qualifications; requiring an approved credentialing entity to establish certain fees; requiring background screening of applicants for recovery residence administrator certification; providing for suspension or revocation of certification; providing a criminal penalty for advertising oneself as a "certified recovery residence administrator" unless certified; creating s. 397.4872, F.S.; providing exemptions from disqualifying offenses; requiring credentialing entities to provide the department with a list of all certified recovery residences and recovery residence administrators by a date certain; requiring the department to publish the list on its website; allowing recovery residences and recovery residence administrators to be excluded from the list; amending s. 397.407, F.S.; providing conditions for a licensed service provider to refer patients to certified recovery residences or recovery residences owned and operated by the licensed service provider; defining the term "refer"; amending ss. 212.055, 394.9085, 397.405, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 561—A bill to be entitled An act relating to attorneys for dependent children with special needs; providing legislative findings and intent; creating s. 39.01305, F.S.; requiring appointment of an attorney to represent a dependent child who meets one or more specified criteria; requiring that, if one is available, an attorney who is willing to represent a child without additional compensation be appointed; requiring that the appointment be in writing; requiring that the appointment continue in effect until the attorney is allowed to withdraw or is discharged by the court or until the case is dismissed; requiring that an attorney not acting in a pro bono capacity be adequately compensated for his or her services and have access to funding for certain costs; providing for financial oversight by the Justice Administrative Commission; providing a limit on attorney fees; requiring the Department of Children and Families to develop procedures to identify dependent children who qualify for an attorney; providing rulemaking authority; providing applicability; providing an effective date.

-was read the second time by title.

Representative Fresen offered the following:

(Amendment Bar Code: 584549)

Amendment 1 (with title amendment)—Remove lines 59-111 and insert:

- (2) As used in this section, the term "dependent child" means a child who is subject to any proceeding under this chapter. The term does not require that a child be adjudicated dependent for purposes of this section.
  - (3) An attorney shall be appointed for a dependent child who:
- (a) Resides in a skilled nursing facility or is being considered for placement in a skilled nursing home;
- (b) Is prescribed a psychotropic medication but declines assent to the psychotropic medication;
  - (c) Has a diagnosis of a developmental disability as defined in s. 393.063;
- (d) Is being placed in a residential treatment center or being considered for placement in a residential treatment center; or
  - (e) Is a victim of human trafficking as defined in s. 787.06(2)(d).
- (4)(a) Before a court may appoint an attorney, who may be compensated pursuant to this section, the court must request a recommendation from the Statewide Guardian Ad Litem Office for an attorney who is willing to represent a child without additional compensation. If such an attorney is available within 15 days after the court's request, the court must appoint that attorney. However, the court may appoint a compensated attorney within the 15-day period if the Statewide Guardian Ad Litem Office informs the court that it will not be able to recommend an attorney within that time period.

- (b) After an attorney is appointed, the appointment continues in effect until the attorney is allowed to withdraw or is discharged by the court or until the case is dismissed. An attorney who is appointed under this section to represent the child shall provide the complete range of legal services, from the removal from home or from the initial appointment through all available appellate proceedings. With the permission of the court, the attorney for the dependent child may arrange for supplemental or separate counsel to represent the child in appellate proceedings. A court order appointing an attorney under this section must be in writing.
- (5) Except if the attorney has agreed to provide pro bono services, an appointed attorney or organization must be adequately compensated and provided with access to funding for expert witnesses, depositions, and other costs of litigation. Payment to an attorney is subject to appropriations and subject to review by the Justice Administrative Commission for reasonableness. The Justice Administrative Commission shall contract with attorneys appointed by the court. Attorney fees may not exceed \$3,000 per child per year.
- (6) The department shall develop procedures to identify a dependent child who has a special need specified under subsection (3) and to request that a court appoint an attorney for the child.
  - (7) The department may adopt rules to administer this section.
- (8) This section does not limit the authority of the court to appoint an attorney for a dependent child in a proceeding under this chapter.
  - (9) Implementation of this section is subject to

#### TITLE AMENDMENT

Remove lines 3-4 and insert:

with special needs; creating s. 39.01305, F.S.; providing legislative findings and intent; defining the term "dependent child"; requiring

Rep. Fresen moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

Consideration of CS/CS/HB 685 was temporarily postponed.

CS/CS/CS/HB 489-A bill to be entitled An act relating to subsurface rights; creating s. 689.29, F.S.; requiring a seller to provide a prospective purchaser with a subsurface rights disclosure summary when selling residential property; providing a form for the disclosure summary; requiring the disclosure summary to be included in the contract for sale or incorporated by reference into the contract for sale; defining the terms "subsurface rights" and "seller"; providing an effective date.

—was read the second time by title. On motion by Rep. Spano, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 649

Speaker Weatherford in the Chair.

Yeas-113 Adkins Clarke-Reed Fitzenhagen Jones, S. Ahern Clelland Fresen La Rosa Fullwood Albritton Coley Lee Combee Antone Gaetz Magar Mayfield Artiles Corcoran Gibbons Baxley Crisafulli Gonzalez McBurney Berman Cruz Goodson McGhee Cummings Beshears Grant Metz Bileca Danish Harrell Moraitis Boyd Davis Hill Moskowitz Bracy Diaz, J. Holder Murphy Brodeur Diaz, M. Hood Nelson Broxson Dudley Hooper Nuñez Caldwell Hutson Oliva Eagle Campbell Edwards Ingram O'Toole Eisnaugle Castor Dentel Jones, M. Pafford

Passidomo Patronis	Raulerson Ray	Schenck Schwartz	Trujillo Van Zant
Perry	Reed	Slosberg	Waldman
Peters	Rehwinkel Vasilinda	Smith	Watson, B.
Pigman	Renuart	Spano	Watson, C.
Pilon	Roberson, K.	Stafford	Weatherford
Porter	Rodrigues, R.	Stark	Wood
Powell	Rodríguez, J.	Steube	Workman
Pritchett	Rogers	Stewart	Young
Raburn	Rooney	Stone	Zimmermann
Rader	Rouson	Thurston	
Rangel	Santiago	Tobia	
Raschein	Saunders	Torres	

Navs-None

Votes after roll call:

Yeas-Hager, Richardson, Taylor, Williams, A.

So the bill passed and was immediately certified to the Senate.

CS/HB 7023—A bill to be entitled An act relating to economic development; amending s. 163.3180, F.S.; prohibiting a local government from applying transportation concurrency or requiring proportionate-share contribution or construction for a new business development for a specified period; providing exceptions; amending s. 163.31801, F.S.; prohibiting a county, municipality, or special district from imposing certain new or existing impact fees on a new business development for a specified period; providing exceptions; amending s. 163.3202, F.S.; requiring each county and municipality to adopt or amend and enforce certain land development regulations within a specified period after submitting a comprehensive plan; amending s. 212.098, F.S.; providing a sales tax refund for purchases of electricity by certain eligible businesses; providing an annual cap on the total amount of tax refunds that may be approved; authorizing the Department of Revenue to adopt rules; amending s. 288.0001, F.S.; requiring the Office Of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide an analysis of the New Markets Development Program to the Governor and Legislature within a specified period and periodically thereafter; amending s. 288.005, F.S.; providing definitions; creating s. 288.006, F.S.; providing legislative intent; restricting the use of loan program funds; providing for the reversion of appropriated funds in the event of a termination of a loan program or loan program contract; requiring eligible recipients and loan administrators to avoid potential conflicts of interest; defining the term "immediate family"; providing additional eligibility requirements for eligible recipients and loan administrator applicants; authorizing the Auditor General to conduct audits; authorizing the Department of Economic Opportunity to adopt rules; amending s. 288.987, F.S.; increasing the amount of funds that may be spent on staffing and administrative expenses of the Florida Defense Support Task Force; amending s. 290.0411, F.S.; revising legislative intent for purposes of the Florida Small Cities Community Development Block Grant Program: amending s. 290.044, F.S.; requiring the department to adopt rules establishing a competitive selection process for loan guarantees and grants awarded under the block grant program; revising the criteria for the award of grants; amending s. 290.046, F.S.; revising limits on the number of grants that an applicant may apply for and receive; requiring the department to conduct a site visit before awarding a grant; requiring the department to rank applications according to criteria established by rule and distribute funds according to the rankings; revising scoring factors to consider in ranking applications; revising requirements for public hearings; providing that the creation of a citizen advisory task force is discretionary; deleting a provision requiring a local government to obtain department consent for an alternative citizen participation plan; amending s. 290.047, F.S.; revising the maximum percentages and amounts of block grant funds that may be spent on certain costs and expenses; amending s. 290.0475, F.S.; conforming provisions to changes made by the act; correcting a reference; amending s. 290.048, F.S.; deleting a provision authorizing the department to adopt and enforce strict requirements concerning an applicant's written description of a service area; amending s. 331.3051, F.S.; requiring Space Florida to consult with the Florida Tourism Industry Marketing Corporation in developing a space

tourism marketing plan; authorizing Space Florida to enter into an agreement with the corporation for a specified purpose; revising the research and development duties of Space Florida; amending s. 443.1116, F.S.; defining the term "employer-sponsored training"; revising components required for approval of a short-time compensation plan; revising eligibility requirements for short-time compensation benefits; amending s. 443.141, F.S.; providing an employer payment schedule for contributions to the Unemployment Compensation Trust Fund; providing for applicability; amending ss. 125.271, 163.3177, 163.3187, 163.3246, 211.3103, 212.098, 218.67, 288.018, 288.065, 288.0655, 288.0656, 288.1088, 288.1089, 290.0055, 339.2819, 339.63, 373.4595, 380.06, 380.0651, 985.686, and 1011.76, F.S.; renaming "rural areas of critical economic concern" as "rural areas of opportunity"; providing an effective date.

-was read the second time by title.

Representative Hutson offered the following:

(Amendment Bar Code: 743183)

Amendment 1 (with title amendment)—Remove lines 331-1035 and insert:

Section 8. Subsection (1) of section 288.018, Florida Statutes, is amended to read:

288.018 Regional Rural Development Grants Program.—

(1) The department shall establish a matching grant program to provide funding to regionally based economic development organizations representing rural counties and communities for the purpose of building the professional capacity of their organizations. Such matching grants may also be used by an economic development organization to provide technical assistance to businesses within the rural counties and communities that it serves. The department is authorized to approve, on an annual basis, grants to such regionally based economic development organizations. The maximum amount an organization may receive in any year will be \$50,000 \$35,000, or \$150,000 \$100,000 in a rural area of opportunity eritical economic concern recommended by the Rural Economic Development Initiative and designated by the Governor, and must be matched each year by an equivalent amount of nonstate resources.

Section 9. Subsection (7) of section 288.987, Florida Statutes, is amended to read:

288.987 Florida Defense Support Task Force.—

(7) The department shall contract with the task force for expenditure of appropriated funds, which may be used by the task force for economic and product research and development, joint planning with host communities to accommodate military missions and prevent base encroachment, advocacy on the state's behalf with federal civilian and military officials, assistance to school districts in providing a smooth transition for large numbers of additional military-related students, job training and placement for military spouses in communities with high proportions of active duty military personnel, and promotion of the state to military and related contractors and employers. The task force may annually spend up to \$250,000 \$200,000 of funds appropriated to the department for the task force for staffing and administrative expenses of the task force, including travel and per diem costs incurred by task force members who are not otherwise eligible for state reimbursement

Section 10. Section 290.0411, Florida Statutes, is amended to read:

290.0411 Legislative intent and purpose of ss. 290.0401-290.048.—It is the intent of the Legislature to provide the necessary means to develop, preserve, redevelop, and revitalize Florida communities exhibiting signs of decline, er distress, or economic need by enabling local governments to undertake the necessary community and economic development programs. The overall objective is to create viable communities by eliminating slum and blight, fortifying communities in urgent need, providing decent housing and suitable living environments, and expanding economic opportunities, principally for persons of low or moderate income. The purpose of ss. 290.0401-290.048 is to assist local governments in carrying out effective community and economic development and project planning and design

activities to arrest and reverse community decline and restore community vitality. Community and economic development and project planning activities to maintain viable communities, revitalize existing communities, expand economic development and employment opportunities, and improve housing conditions and expand housing opportunities, providing direct benefit to persons of low or moderate income, are the primary purposes of ss. 290.0401-290.048. The Legislature, therefore, declares that the development, redevelopment, preservation, and revitalization of communities in this state and all the purposes of ss. 290.0401-290.048 are public purposes for which public money may be borrowed, expended, loaned, pledged to guarantee loans, and granted.

Section 11. Section 290.044, Florida Statutes, is amended to read:

290.044 Florida Small Cities Community Development Block Grant Program Fund; administration; distribution.—

- (1) The Florida Small Cities Community Development Block Grant Program Fund is created. All revenue designated for deposit in such fund shall be deposited by the appropriate agency. The department shall administer this fund as a grant and loan guarantee program for carrying out the purposes of ss. 290.0401-290.048.
- (2) The department shall distribute such funds as loan guarantees and grants to eligible local governments on the basis of a competitive selection process established by rule.
- (3) The department shall require applicants for grants to compete against each other in the following grant program categories:
  - (a) Housing rehabilitation.
  - (b) Economic development.
  - (c) Neighborhood revitalization.
  - (d) Commercial revitalization.
- (4)(3) The department shall define the broad community development objectives objective to be achieved by the activities in each of the following grant program categories with the use of funds from the Florida Small Cities Community Development Block Grant Program Fund. Such objectives shall be designed to meet at least one of the national objectives provided in the Housing and Community Development Act of 1974, and require applicants for grants to compete against each other in these grant program categories:
  - (a) Housing.
  - (b) Economic development.
  - (e) Neighborhood revitalization.
  - (d) Commercial revitalization.
  - (e) Project planning and design.
- (5)(4) The department may set aside an amount of up to 5 percent of the funds annually for use in any eligible local government jurisdiction for which an emergency or natural disaster has been declared by executive order. Such funds may only be provided to a local government to fund eligible emergency-related activities for which no other source of federal, state, or local disaster funds is available. The department may provide for such set-aside by rule. In the last quarter of the state fiscal year, any funds not allocated under the emergency-related set-aside shall be distributed to unfunded applications from the most recent funding cycle.
- (6)(5) The department shall establish a system of monitoring grants, including site visits, to ensure the proper expenditure of funds and compliance with the conditions of the recipient's contract. The department shall establish criteria for implementation of internal control, to include, but not be limited to, the following measures:
- (a) Ensuring that subrecipient audits performed by a certified public accountant are received and responded to in a timely manner.
- (b) Establishing a uniform system of monitoring that documents appropriate followup as needed.
- (c) Providing specific justification for contract amendments that takes into account any change in contracted activities and the resultant cost adjustments which shall be reflected in the amount of the grant.

Section 12. Section 290.046, Florida Statutes, is amended to read:

290.046 Applications for grants; procedures; requirements.—

(1) In applying for a grant under a specific program category, an applicant shall propose eligible activities that directly address the <u>objectives</u> <del>objective</del> of that program category.

- (2)(a) Not including applications for economic development grants Except as provided for in subparagraph (b)1. paragraph (e), each eligible local government may submit one an application for a grant under either the housing program category or the neighborhood revitalization program category during each application annual funding cycle. An applicant may not receive more than one grant in any state fiscal year from any of the following categories: housing, neighborhood revitalization, or commercial revitalization.
- (b)1. An Except as provided in paragraph (e), each eligible local government may apply up to three times in any one annual funding cycle for an economic development a grant under the economic development program eategory but may not shall receive no more than one such grant per annual funding cycle. A local government may have more than one open economic development grant Applications for grants under the economic development program eategory may be submitted at any time during the annual funding cycle, and such grants shall be awarded no less frequently than three times per funding cycle.
- 2. The department shall establish minimum criteria pertaining to the number of jobs created for persons of low or moderate income, the degree of private-sector private sector financial commitment, and the economic feasibility of the proposed project and shall establish any other criteria the department deems appropriate. Assistance to a private, for-profit business may not be provided from a grant award unless sufficient evidence exists to demonstrate that without such public assistance the creation or retention of such jobs would not occur.
- (c)1. A local government governments with an open housing rehabilitation, neighborhood revitalization, or commercial revitalization contract is shall not be eligible to apply for another housing rehabilitation, neighborhood revitalization, or commercial revitalization grant until administrative closeout of its their existing contract. The department shall notify a local government of administrative closeout or of any outstanding closeout issues within 45 days after of receipt of a closeout package from the local government. A local government governments with an open housing rehabilitation, neighborhood revitalization, or commercial revitalization community development block grant contract whose activities are on schedule in accordance with the expenditure rates and accomplishments described in the contract may apply for an economic development grant.
- 2. A local government governments with an open economic development community development block grant contract whose activities are on schedule in accordance with the expenditure rates and accomplishments described in the contract may apply for a housing rehabilitation, or neighborhood revitalization, or and a commercial revitalization community development block grant. A local government governments with an open economic development contract whose activities are on schedule in accordance with the expenditure rates and accomplishments described in the contract may not receive no more than one additional economic development grant in each fiscal year.
- (d) Beginning October 1, 1988, The department may not shall award a no grant until it the department has conducted determined, based upon a site visit to verify the information contained in the local government's application, that the proposed area matches and adheres to the written description contained within the applicant's request. If, based upon review of the application or a site visit, the department determines that any information provided in the application which affects eligibility or seoring has been misrepresented, the applicant's request shall be rejected by the department pursuant to s. 290.0475(7). Mathematical errors in applications which may be discovered and corrected by readily computing available numbers or formulas provided in the application shall not be a basis for such rejection.
- (3)(a) The department shall rank each application received during the application cycle according to criteria established by rule. The ranking system shall include a procedure to eliminate or reduce any population-related bias that places exceptionally small communities at a disadvantage in the competition for funds Each application shall be ranked competitively based on community need and program impact. Community need shall be weighted 25 percent. Program impact shall be weighted 65 percent. Outstanding performance in equal opportunity employment and housing shall be weighted 10 percent.

- (b) Funds shall be distributed according to the rankings established in each application cycle. If economic development funds remain available after the application cycle closes, the remaining funds shall be awarded to eligible projects on a first-come, first-served basis until such funds are fully obligated. The criteria used to measure community need shall include, at a minimum, indicators of the extent of poverty in the community and the condition of physical structures. Each application, regardless of the program category for which it is being submitted, shall be scored competitively on the same community need criteria. In recognition of the benefits resulting from the receipt of grant funds, the department shall provide for the reduction of community need scores for specified increments of grant funds provided to a local government since the state began using the most recent census data. In the year in which new census data are first used, no such reduction shall occur.
- (c) The application's program impact score, equal employment opportunity and fair housing score, and communitywide needs score may take into consideration scoring factors including, but not limited to, unemployment, poverty levels, low-income and moderate-income populations, benefits to low-income and moderate-income residents, use of minority-owned and woman-owned business enterprises in previous grants, health and safety issues, and the condition of physical structures The criteria used to measure the impact of an applicant's proposed activities shall include, at a minimum, indicators of the direct benefit received by persons of low income and persons of moderate income, the extent to which the problem identified is addressed by the proposed activities, and the extent to which resources other than the funds being applied for under this program are being used to earry out the proposed activities.
- (d) Applications shall be secred competitively on program impact criteria that are uniquely tailored to the community development objective established in each program category. The criteria used to measure the direct benefit to persons of low income and persons of moderate income shall represent no less than 42 percent of the points assigned to the program impact factor. For the housing and neighborhood revitalization categories, the department shall also include the following criteria in the scoring of applications:
  - 1. The proportion of very low income and low income households served.
- 2. The degree to which improvements are related to the health and safety of the households served.
- (4) An applicant for a neighborhood revitalization or commercial revitalization grant shall demonstrate that its activities are to be carried out in distinct service areas which are characterized by the existence of slums or blighted conditions, or by the concentration of persons of low or moderate income:
- (4)(5) In order to provide citizens with information concerning an applicant's proposed project, the applicant shall make available to the public information concerning the amounts of funds available for various activities and the range of activities that may be undertaken. In addition, the applicant shall hold a minimum of two public hearings in the local jurisdiction within which the project is to be implemented to obtain the views of citizens before submitting the final application to the department. The applicant shall conduct the initial hearing to solicit public input concerning community needs, inform the public about funding opportunities available to address community needs, and discuss activities that may be undertaken. Before a second public hearing is held, the applicant must publish a summary of the proposed application to provide citizens with an opportunity to examine the contents of the application and submit comments. The applicant shall conduct a second hearing to obtain comments from citizens concerning the proposed application and to modify the proposed application if appropriate program before an application is submitted to the department, the applicant shall:
- (a) Make available to the public information concerning the amounts of funds available for various activities and the range of activities that may be undertaken.
- (b) Hold at least one public hearing to obtain the views of citizens on community development needs.
- (c) Develop and publish a summary of the proposed application that will provide eitizens with an opportunity to examine its contents and submit their comments.
- (d) Consider any comments and views expressed by citizens on the proposed application and, if appropriate, modify the proposed application.

- (e) Hold at least one public hearing in the jurisdiction within which the project is to be implemented to obtain the views of citizens on the final application prior to its submission to the department.
- (5)(6) The local government may shall establish a citizen advisory task force composed of citizens in the jurisdiction in which the proposed project is to be implemented to provide input relative to all phases of the project process. The local government must obtain consent from the department for any other type of citizen participation plan upon a showing that such plan is better suited to secure citizen participation for that locality.
- (6)(7) The department shall, before prior to approving an application for a grant, determine whether that the applicant has the administrative capacity to carry out the proposed activities and has performed satisfactorily in carrying out past activities funded by community development block grants. The evaluation of past performance shall take into account procedural aspects of previous grants as well as substantive results. If the department determines that any applicant has failed to accomplish substantially the results it proposed in its last previously funded application, it may prohibit the applicant from receiving a grant or may penalize the applicant in the rating of the current application. An No application for grant funds may not be denied solely upon the basis of the past performance of the eligible applicant.
- Section 13. Subsections (3) and (6) of section 290.047, Florida Statutes, are amended to read:
- 290.047 Establishment of grant ceilings and maximum administrative cost percentages; elimination of population bias; loans in default.—
- (3) The maximum percentage of block grant funds that can be spent on administrative costs by an eligible local government shall be 15 percent for the housing rehabilitation program category, 8 percent for both the neighborhood and the commercial revitalization program categories, and 8 percent for the economic development program category. The maximum amount of block grant funds that may be spent on administrative costs by an eligible local government for the economic development program category is \$120,000. The purpose of the ceiling is to maximize the amount of block grant funds actually going toward the redevelopment of the area. The department will continue to encourage eligible local governments to consider ways to limit the amount of block grant funds used for administrative costs, consistent with the need for prudent management and accountability in the use of public funds. However, this subsection does shall not be construed, however, to prohibit eligible local governments from contributing their own funds or making in-kind contributions to cover administrative costs which exceed the prescribed ceilings, provided that all such contributions come from local government resources other than Community Development Block Grant funds.
- (6) The maximum amount percentage of block grant funds that may be spent on engineering and architectural costs by an eligible local government shall be determined in accordance with a method schedule adopted by the department by rule. Any such method schedule so adopted shall be consistent with the schedule used by the United States Farmer's Home Administration as applied to projects in Florida or another comparable schedule as amended.
  - Section 14. Section 290.0475, Florida Statutes, is amended to read:
- 290.0475 Rejection of grant applications; penalties for failure to meet application conditions.—Applications received for funding under all program eategories shall be rejected if without scoring only in the event that any of the following circumstances arise:
- (1) The application is not received by the department by the application deadline:
- (2) The proposed project does not meet one of the three national objectives as contained in federal and state legislation;
- (3) The proposed project is not an eligible activity as contained in the federal legislation:
- (4) The application is not consistent with the local government's comprehensive plan adopted pursuant to s. 163.3184;-
- (5) The applicant has an open community development block grant, except as provided in s. 290.046(2)(b) and (c) and department rules; 290.046(2)(e).
- (6) The local government is not in compliance with the citizen participation requirements prescribed in ss. 104(a)(1) and (2) and 106(d)(5)(c) of Title I of the Housing and Community Development Act of 1974, s. 290.046(4), 1984 and department rules; or:

- (7) Any information provided in the application that affects eligibility or scoring is found to have been misrepresented, and the information is not a mathematical error which may be discovered and corrected by readily computing available numbers or formulas provided in the application.
- Section 15. Subsection (5) of section 290.048, Florida Statutes, is amended to read:
- 290.048 General powers of department under ss. 290.0401-290.048.—The department has all the powers necessary or appropriate to carry out the purposes and provisions of the program, including the power to:
- (5) Adopt and enforce strict requirements concerning an applicant's written description of a service area. Each such description shall contain maps which illustrate the location of the proposed service area. All such maps must be clearly legible and must:
  - (a) Contain a scale which is clearly marked on the map.
  - (b) Show the boundaries of the locality.
- (e) Show the boundaries of the service area where the activities will be concentrated.
  - (d) Display the location of all proposed area activities.
- (e) Include the names of streets, route numbers, or easily identifiable landmarks where all service activities are located.

Section 16. Subsection (5) and paragraph (b) of subsection (8) of section 331.3051, Florida Statutes, are amended to read:

- 331.3051 Duties of Space Florida.—Space Florida shall:
- (5) Consult with the Florida Tourism Industry Marketing Corporation Enterprise Florida, Inc., in developing a space tourism marketing plan. Space Florida and the Florida Tourism Industry Marketing Corporation Enterprise Florida, Inc., may enter into a mutually beneficial agreement that provides funding to the corporation Enterprise Florida, Inc., for its services to implement this subsection.
  - (8) Carry out its responsibility for research and development by:
- (b) Working in collaboration with one or more public or private universities and other public or private entities to develop a proposal for a Center of Excellence for Aerospace that will foster and promote the research necessary to develop commercially promising, advanced, and innovative science and technology and will transfer those discoveries to the commercial sector. Space Florida may develop a proposal to establish a Center of Excellence for Aerospace in conjunction with this effort.
- Section 17. Paragraphs (b) through (e) of subsection (1) of section 443.1116, Florida Statutes, are redesignated as paragraphs (c) through (f), respectively, a new paragraph (b) is added to that subsection, paragraphs (d), (g), and (h) of subsection (2) of that section are amended, paragraphs (i) and (j) are added to that subsection, paragraph (c) of subsection (5) of that section is redesignated as paragraph (d), and a new paragraph (c) is added to that subsection, to read:
  - 443.1116 Short-time compensation.—
  - (1) DEFINITIONS.—As used in this section, the term:
- (b) "Employer-sponsored training" means a training component sponsored by an employer to improve the skills of the employer's employees.
- (2) APPROVAL OF SHORT-TIME COMPENSATION PLANS.—An employer wishing to participate in the short-time compensation program must submit a signed, written, short-time plan to the Department of Economic Opportunity for approval. The director or his or her designee shall approve the plan if:
- (d) The plan includes a certified statement by the employer that the aggregate reduction in work hours is in lieu of temporary layoffs that would affect at least 10 percent of the employees in the affected unit and that would have resulted in an equivalent reduction in work hours;
- (g) The plan does not serve as a subsidy to seasonal employers during the off-season or as a subsidy to employers who traditionally use part-time employees; and
- (h) The plan certifies that fringe benefits provided by the employer to an employee whose workweek is reduced under the short-time compensation program will be provided by the employer under the same terms and conditions as though the workweek of the employee had not been reduced or to the same extent as other employees who are not participants in the program the manner in which the employer will treat fringe benefits of the individuals in the affected unit if the hours of the individuals are reduced to less than their

normal weekly hours of work. As used in this paragraph, the term "fringe benefits" includes, but is not limited to, health insurance, retirement benefits under defined benefit pension plans as defined in subsection 35 of s. 1002 of the Employee Retirement Income Security Act of 1974, 29 U.S.C., contributions under a defined contribution plan as defined in s. 414(i) of the Internal Revenue Code, paid vacation and holidays, and sick leave;

- (i) The plan describes the manner in which the requirements of this subsection will be implemented. The description shall include a plan for providing notice, if feasible, to an employee whose workweek is to be reduced under the short-time compensation program. Such notice shall include an estimate of the number of layoffs that would have occurred if not for the program; and
- (j) The terms of the employer's written plan and implementation are consistent with employer obligations under applicable federal and state laws.
- (5) ELIGIBILITY REQUIREMENTS FOR SHORT-TIME COMPENSATION BENEFITS.—
- (c) The department may not deny short-time compensation benefits to an individual who is otherwise eligible for these benefits for any week because the individual is participating in an employer-sponsored training or a training to improve job skills that is authorized under the Workforce Investment Act and approved by the department.

Section 18. Paragraph (f) of subsection (1) of section 443.141, Florida Statutes, is amended to read:

- 443.141 Collection of contributions and reimbursements.—
- (1) PAST DUE CONTRIBUTIONS AND REIMBURSEMENTS; DELINQUENT, ERRONEOUS, INCOMPLETE, OR INSUFFICIENT REPORTS.—
- (f) Payments for <del>2012, 2013, and 2014</del> contributions.—For an annual administrative fee not to exceed \$5, a contributing employer may pay its quarterly contributions due for wages paid in the first three quarters of <u>each year 2012, 2013, and 2014</u> in equal installments if those contributions are paid as follows:
- 1. For contributions due for wages paid in the first quarter of each year, one-fourth of the contributions due must be paid on or before April 30, one-fourth must be paid on or before July 31, one-fourth must be paid on or before October 31, and one-fourth must be paid on or before December 31.
- 2. In addition to the payments specified in subparagraph 1., for contributions due for wages paid in the second quarter of each year, one-third of the contributions due must be paid on or before July 31, one-third must be paid on or before October 31, and one-third must be paid on or before December 31.
- 3. In addition to the payments specified in subparagraphs 1. and 2., for contributions due for wages paid in the third quarter of each year, one-half of the contributions due must be paid on or before October 31, and one-half must be paid on or before December 31.
- 4. The annual administrative fee assessed for electing to pay under the installment method shall be collected at the time the employer makes the first installment payment each year. The fee shall be segregated from the payment and deposited into the Operating Trust Fund of the Department of Revenue.
- 5. Interest does not accrue on any contribution that becomes due for wages paid in the first three quarters of each year if the employer pays the contribution in accordance with subparagraphs 1.-4. Interest and fees continue to accrue on prior delinquent contributions and commence accruing on all contributions due for wages paid in the first three quarters of each year which are not paid in accordance with subparagraphs 1.-3. Penalties may be assessed in accordance with this chapter. The contributions due for wages paid in the fourth quarter of 2012, 2013, and 2014 are not affected by this paragraph and are due and payable in accordance with this chapter.

Section 19. Paragraph (a) of subsection (1) of section 125.271, Florida Statutes, is amended to read:

- 125.271 Emergency medical services; county emergency medical service assessments.—
  - (1) As used in this section, the term "county" means:
- (a) A county that is within a rural area of <u>opportunity-critical economic concern</u> as designated by the Governor pursuant to s. 288.0656;

Once a county has qualified under this subsection, it always retains the qualification.

Section 20. Paragraphs (a), (b), and (e) of subsection (7) of section 163.3177, Florida Statutes, are amended to read:

163.3177 Required and optional elements of comprehensive plan; studies and surveys.—

(7)(a) The Legislature finds that:

- 1. There are a number of rural agricultural industrial centers in the state that process, produce, or aid in the production or distribution of a variety of agriculturally based products, including, but not limited to, fruits, vegetables, timber, and other crops, and juices, paper, and building materials. Rural agricultural industrial centers have a significant amount of existing associated infrastructure that is used for processing, producing, or distributing agricultural products.
- 2. Such rural agricultural industrial centers are often located within or near communities in which the economy is largely dependent upon agriculture and agriculturally based products. The centers significantly enhance the economy of such communities. However, these agriculturally based communities are often socioeconomically challenged and designated as rural areas of opportunity eritical economic concern. If such rural agricultural industrial centers are lost and not replaced with other job-creating enterprises, the agriculturally based communities will lose a substantial amount of their economies.
- 3. The state has a compelling interest in preserving the viability of agriculture and protecting rural agricultural communities and the state from the economic upheaval that would result from short-term or long-term adverse changes in the agricultural economy. To protect these communities and promote viable agriculture for the long term, it is essential to encourage and permit diversification of existing rural agricultural industrial centers by providing for jobs that are not solely dependent upon, but are compatible with and complement, existing agricultural industrial operations and to encourage the creation and expansion of industries that use agricultural products in innovative ways. However, the expansion and diversification of these existing centers must be accomplished in a manner that does not promote urban sprawl into surrounding agricultural and rural areas.
- (b) As used in this subsection, the term "rural agricultural industrial center" means a developed parcel of land in an unincorporated area on which there exists an operating agricultural industrial facility or facilities that employ at least 200 full-time employees in the aggregate and process and prepare for transport a farm product, as defined in s. 163.3162, or any biomass material that could be used, directly or indirectly, for the production of fuel, renewable energy, bioenergy, or alternative fuel as defined by law. The center may also include land contiguous to the facility site which is not used for the cultivation of crops, but on which other existing activities essential to the operation of such facility or facilities are located or conducted. The parcel of land must be located within, or within 10 miles of, a rural area of opportunity eritical economic concern.
- (e) Nothing in This subsection does not shall be construed to confer the status of rural area of opportunity critical economic concern, or any of the rights or benefits derived from such status, on any land area not otherwise designated as such pursuant to s. 288.0656(7).

Section 21. Subsection (3) of section 163.3187, Florida Statutes, is amended to read:

- 163.3187 Process for adoption of small-scale comprehensive plan amendment.—
- (3) If the small scale development amendment involves a site within a rural area of opportunity eritical economic concern as defined under s. 288.0656(2)(d) for the duration of such designation, the 10-acre limit listed in subsection (1) shall be increased by 100 percent to 20 acres. The local government approving the small scale plan amendment shall certify to the Office of Tourism, Trade, and Economic Development that the plan amendment furthers the economic objectives set forth in the executive order issued under s. 288.0656(7), and the property subject to the plan amendment shall undergo public review to ensure that all concurrency requirements and federal, state, and local environmental permit requirements are met.

Section 22. Subsection (10) of section 163.3246, Florida Statutes, is amended to read:

- $163.3246 \quad Local \ government \ comprehensive \ planning \ certification \\ program.—$
- (10) Notwithstanding subsections (2), (4), (5), (6), and (7), any municipality designated as a rural area of opportunity eritical economic concern pursuant to s. 288.0656 which is located within a county eligible to levy the Small County Surtax under s. 212.055(3) shall be considered certified during the effectiveness of the designation of rural area of opportunity eritical economic concern. The state land planning agency shall provide a written notice of certification to the local government of the certified area, which shall be considered final agency action subject to challenge under s. 120.569. The notice of certification shall include the following components:
  - (a) The boundary of the certification area.
- (b) A requirement that the local government submit either an annual or biennial monitoring report to the state land planning agency according to the schedule provided in the written notice. The monitoring report shall, at a minimum, include the number of amendments to the comprehensive plan adopted by the local government, the number of plan amendments challenged by an affected person, and the disposition of those challenges.

Section 23. Paragraph (a) of subsection (6) of section 211.3103, Florida Statutes, is amended to read:

211.3103 Levy of tax on severance of phosphate rock; rate, basis, and distribution of tax.—

(6)(a) Beginning July 1 of the 2011-2012 fiscal year, the proceeds of all taxes, interest, and penalties imposed under this section are exempt from the general revenue service charge provided in s. 215.20, and such proceeds shall be paid into the State Treasury as follows:

- $1.\,$  To the credit of the Conservation and Recreation Lands Trust Fund, 25.5 percent.
  - 2. To the credit of the General Revenue Fund of the state, 35.7 percent.
- 3. For payment to counties in proportion to the number of tons of phosphate rock produced from a phosphate rock matrix located within such political boundary, 12.8 percent. The department shall distribute this portion of the proceeds annually based on production information reported by the producers on the annual returns for the taxable year. Any such proceeds received by a county shall be used only for phosphate-related expenses.
- 4. For payment to counties that have been designated as a rural area of opportunity eritical economic concern pursuant to s. 288.0656 in proportion to the number of tons of phosphate rock produced from a phosphate rock matrix located within such political boundary, 10.0 percent. The department shall distribute this portion of the proceeds annually based on production information reported by the producers on the annual returns for the taxable year. Payments under this subparagraph shall be made to the counties unless the Legislature by special act creates a local authority to promote and direct the economic development of the county. If such authority exists, payments shall be made to that authority.
- 5. To the credit of the Nonmandatory Land Reclamation Trust Fund, 6.2 percent.
- 6. To the credit of the Phosphate Research Trust Fund in the Division of Universities of the Department of Education, 6.2 percent.
  - 7. To the credit of the Minerals Trust Fund, 3.6 percent.

Section 24. Paragraph (c) of subsection (1) of section 212.098, Florida Statutes, is amended to read:

- 212.098 Rural Job Tax Credit Program.—
- (1) As used in this section, the term:
- (c) "Qualified area" means any area that is contained within a rural area of opportunity eritical economic concern designated under s. 288.0656, a county that has a population of fewer than 75,000 persons, or a county that has a population of 125,000 or less and is contiguous to a county that has a population of less than 75,000, selected in the following manner: every third year, the Department of Economic Opportunity shall rank and tier the state's counties according to the following four factors:
  - 1. Highest unemployment rate for the most recent 36-month period.
  - 2. Lowest per capita income for the most recent 36-month period.
- 3. Highest percentage of residents whose incomes are below the poverty level, based upon the most recent data available.
- 4. Average weekly manufacturing wage, based upon the most recent data available.

Section 25. Subsection (1) of section 218.67, Florida Statutes, is amended to read:

218.67 Distribution for fiscally constrained counties.—

(1) Each county that is entirely within a rural area of <u>opportunity eritical</u> economic concern as designated by the Governor pursuant to s. 288.0656 or each county for which the value of a mill will raise no more than \$5 million in revenue, based on the taxable value certified pursuant to s. 1011.62(4)(a)1.a., from the previous July 1, shall be considered a fiscally constrained county.

#### TITLE AMENDMENT

Remove lines 39-85 and insert:

288.018, F.S.; increasing the maximum grant amount that an organization may receive from the department under the Regional Rural Development Grants Program; renaming a "rural area of critical economic concern" as a "rural area of opportunity"; amending s. 288.987, F.S.; increasing the amount of funds that may be spent on staffing and administrative expenses of the Florida Defense Support Task Force; amending s. 290.0411, F.S.; revising legislative intent for purposes of the Florida Small Cities Community Development Block Grant Program; amending s. 290.044, F.S.; requiring the department to adopt rules establishing a competitive selection process for loan guarantees and grants awarded under the block grant program; revising the criteria for the award of grants; amending s. 290.046, F.S.; revising limits on the number of grants that an applicant may apply for and receive; requiring the department to conduct a site visit before awarding a grant; requiring the department to rank applications according to criteria established by rule and distribute funds according to the rankings; revising scoring factors to consider in ranking applications; revising requirements for public hearings; providing that the creation of a citizen advisory task force is discretionary; deleting a provision requiring a local government to obtain department consent for an alternative citizen participation plan; amending s. 290.047, F.S.; revising the maximum percentages and amounts of block grant funds that may be spent on certain costs and expenses; amending s. 290.0475, F.S.; conforming provisions to changes made by the act; correcting a reference; amending s. 290.048, F.S.; deleting a provision authorizing the department to adopt and enforce strict requirements concerning an applicant's written description of a service area; amending s. 331.3051, F.S.; requiring Space Florida to consult with the Florida Tourism Industry Marketing Corporation in developing a space tourism marketing plan; authorizing Space Florida to enter into an agreement with the corporation for a specified purpose; revising the research and development duties of Space Florida; amending s. 443.1116, F.S.; defining the term "employer-sponsored training"; revising components required for approval of a short-time compensation plan; revising eligibility requirements for short-time compensation benefits; amending s. 443.141, F.S.; providing an employer payment schedule for contributions to the Unemployment Compensation Trust Fund; providing for applicability; amending ss. 125.271, 163.3177, 163.3187, 163.3246, 211.3103, 212.098, 218.67, 288.065, 288.0655, 288.0656,

Rep. Hutson moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

Consideration of CS/HB 7065 was temporarily postponed.

**HB 1279**—A bill to be entitled An act relating to marriage of minors; amending s. 741.0405, F.S.; deleting provisions that allow the issuance of marriage licenses to minors under 16 years of age in certain circumstances; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Rep. Stafford, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 650

Speaker Weatherford in the Chair.

Yeas-116 Adkins Eagle Murphy Rooney Eisnaugle Rouson Ahern Nelson Fitzenhagen Nuñez Albritton Santiago Antone Fresen Oliva Saunders Fullwood O'Toole Schenck Artiles Baxley Pafford Schwartz Gaetz Slosberg Gibbons Passidomo Berman Beshears Gonzalez Patronis Smith Goodson Perry Bileca Spano Peters Stafford Boyd Grant Harrell Bracy Pigman Stark Brodeur Pilon Steube Hill Holder Porter Broxson Stewart Caldwell Hood Powel1 Stone Campbell Pritchett Hooper Taylor Castor Dentel Thurston Hutson Raburn Clarke-Reed Ingram Rader Tobia Jones, M. Clelland Rangel Torres Coley Combee Jones, S. Raschein Trujillo Kerner Raulerson Van Zant Corcoran La Rosa Ray Waldman Reed Crisafulli Lee Watson, B. Rehwinkel Vasilinda Cruz Magar Watson, C. Mayfield Cummings Renuart Weatherford Danish McBurney Richardson Williams, A. Davis McGhee Roberson, K. Wood Diaz, J. Metz Rodrigues, R. Workman

Nays-None

Diaz, M.

Dudley

Votes after roll call:

Yeas-Edwards, Hager

Moraitis

Moskowitz

So the bill passed and was immediately certified to the Senate.

Rodríguez, J.

Rogers

Young

Zimmermann

CS/CS/HB 791—A bill to be entitled An act relating to coastal management; amending s. 161.053, F.S.; revising permit requirements for coastal construction and excavation; authorizing the Department of Environmental Protection, in consultation with the Fish and Wildlife Conservation Commission, to grant areawide permits for certain structures; requiring the department to adopt rules; creating s. 258.435, F.S.; requiring the Department of Environmental Protection to promote the public use of aquatic preserves and their associated uplands; authorizing the department to receive gifts and donations for specified purposes; providing restrictions for moneys received; authorizing the department to grant privileges and concessions for accommodation of visitors in and use of aquatic preserves and their associated uplands; providing criteria for granting such concessions; providing restrictions on such privileges and concessions and prohibiting them from being assigned or transferred without the department's consent; requiring the department to post descriptions of proposed privileges and concessions on the department's website; requiring the department to provide an opportunity for public comment on agreements for such privileges and concessions; providing an effective date.

-was read the second time by title.

Representative Patronis offered the following:

(Amendment Bar Code: 888775)

Amendment 1 (with title amendment)—Between lines 127 and 128, insert:

Section 3. Subsections (2) and (7) of section 380.276, Florida Statutes, are amended to read:

380.276 Beaches and coastal areas; display of uniform warning and safety flags at public beaches; placement of uniform notification signs; beach safety education.—

- (2) The Department of Environmental Protection, through the Florida Coastal Management Program, shall direct and coordinate the uniform warning and safety flag program. The purpose of the program shall be to encourage the display of uniform warning and safety flags at public beaches along the coast of the state and to encourage the placement of uniform notification signs that provide the meaning of such flags. Unless additional safety and warning devices are authorized pursuant to subsection (7), only warning and safety flags developed by the department shall be displayed. Participation in the program shall be open to any government having jurisdiction over a public beach along the coast, whether or not the beach has lifeguards
- (7) The Department of Environmental Protection, through the Florida Coastal Management Program, may also develop and make available to the public other educational information and materials related to beach safety and may also authorize state agencies and local governments to use additional safety and warning devices in conjunction with the display of uniform warning and safety flags at public beaches.

#### TITLE AMENDMENT

Remove line 26 and insert:

concessions; amending s. 380.276, F.S.; authorizing the department to allow state agencies and local governments to use additional safety and warning devices at public beaches under certain conditions; providing an effective date.

Rep. Patronis moved the adoption of the amendment, which was adopted.

Representative Renuart offered the following:

(Amendment Bar Code: 588663)

Amendment 2 (with title amendment)—Remove line 128 and insert:

Section 3. Effective upon this act becoming a law, subsection (3) of section 258.007, Florida Statutes, is amended to read:

258.007 Powers of division.—

(3)(a) The division may grant privileges, leases, concessions, and permits for the use of land for the accommodation of visitors in the various parks, monuments, and memorials if the privileges, leases, concessions, or permits do not, provided no natural curiosities or objects of interest shall be granted, leased, or rented on such terms as shall deny or interfere with free access to natural curiosities or objects of interest them by the public; provided further, Such grants, leases, and permits may be made and given without advertisement or securing competitive bids; and provided further, that no Such grants, leases, and permits may not grant, lease, or permit shall be assigned or transferred by the any grantee without consent of the division.

(b) Notwithstanding paragraph (a), after May 1, 2014, the division may not grant new concession agreements for the accommodation of visitors in a state park that provides beach access and contains less than 7,000 linear feet of shoreline if the type of concession is available within 1,500 feet of the park's boundaries. This paragraph does not apply to concession agreements for accommodations offered at the park on or before May 1, 2014.

Section 4. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2014.

#### TITLE AMENDMENT

Remove line 26 and insert:

concessions; amending s. 258.007, F.S.; prohibiting new concession agreements for the use of land for the accommodation of visitors in state parks with limited shorelines; providing applicability; providing effective dates.

Rep. Renuart moved the adoption of the amendment. Subsequently, **Amendment 2** was withdrawn.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/CS/HB 955-A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 327.355, F.S.; providing that a boating safety course may be offered in a classroom or online; conforming provisions relating to the reassignment of the boating safety program from the Department of Environmental Protection to the commission; amending s. 327.4105, F.S.; requiring the commission to submit an updated report relating to the regulation of mooring vessels; extending the expiration date of the pilot program for the regulation of mooring vessels; amending s. 327.731, F.S.; providing that a boating safety course may be offered in a classroom or online; eliminating an exemption from boating safety education requirements for boating law violators; amending s. 328.72, F.S.; expanding a county's authorization to use moneys collected from vessel registration fees; repealing s. 379.2257(3), F.S., relating to a charge to be applied to areas covered by cooperative agreements with the United States Forest Service over and above the license fee for hunting; amending s. 379.247, F.S.; removing provisions relating to noncommercial trawling; amending s. 379.353, F.S.; conforming provisions relating to the change in responsibility for providing developmental disabilities services from the Department of Children and Families to the Agency for Persons with Disabilities; amending s. 379.354, F.S.; clarifying the activities authorized under an annual military gold sportsman's license; repealing s. 379.355, F.S., relating to special recreational spiny lobster licenses; repealing s. 379.363(1)(h) and (i), F.S., relating to the annual gear license fee; repealing s. 379.3635, F.S., relating to haul seine and trawl permits to be used in Lake Okeechobee; amending ss. 379.101, 379.208, and 379.401, F.S.; conforming cross-references; providing an effective date.

-was read the second time by title.

Representative Gonzalez offered the following:

(Amendment Bar Code: 206331)

Amendment 1 (with title amendment)—Between lines 77 and 78, insert: Section 3. Subsection (3) of section 327.60, Florida Statutes, is amended to read:

327.60 Local regulations; limitations.—

- (3)(a) Nothing in this section shall be construed to prohibit local governmental authorities from the enactment or enforcement of regulations which prohibit or restrict the mooring or anchoring of floating structures or live-aboard vessels within their jurisdictions or of any vessels within the marked boundaries of mooring fields permitted as provided in s. 327.40.
- (b) However, local governmental authorities are prohibited from regulating the anchoring outside of such mooring fields of vessels other than live-aboard vessels as defined in s. 327.02.
- (c) Notwithstanding paragraph (b), a municipality located within a charter county that has a population of at least 1.748 million may regulate overnight anchoring if the regulation is limited to the distance that a vessel may be anchored from a private residence. This paragraph expires October 31, 2017.

#### TITLE AMENDMENT

Remove line 12 and insert:

regulation of mooring vessels; amending s. 327.60, F.S.; authorizing certain municipalities to regulate overnight anchoring; specifying limitations for such regulations; providing for expiration; amending s. 327.731,

Further consideration of CS/CS/HB 955, with pending amendment, was temporarily postponed.

#### Recessed

The House recessed at 12:30 p.m., to reconvene at 2:00 p.m., or upon the call of the Chair.

#### Reconvened

The House was called to order at 2:03 p.m. by the Speaker. A quorum was present [Session Vote Sequence: 651].

CS/CS/HB 955-A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 327.355, F.S.; providing that a boating safety course may be offered in a classroom or online; conforming provisions relating to the reassignment of the boating safety program from the Department of Environmental Protection to the commission; amending s. 327.4105, F.S.; requiring the commission to submit an updated report relating to the regulation of mooring vessels; extending the expiration date of the pilot program for the regulation of mooring vessels; amending s. 327.731, F.S.; providing that a boating safety course may be offered in a classroom or online; eliminating an exemption from boating safety education requirements for boating law violators; amending s. 328.72, F.S.; expanding a county's authorization to use moneys collected from vessel registration fees; repealing s. 379.2257(3), F.S., relating to a charge to be applied to areas covered by cooperative agreements with the United States Forest Service over and above the license fee for hunting; amending s. 379.247, F.S.; removing provisions relating to noncommercial trawling; amending s. 379.353, F.S.; conforming provisions relating to the change in responsibility for providing developmental disabilities services from the Department of Children and Families to the Agency for Persons with Disabilities; amending s. 379.354, F.S.; clarifying the activities authorized under an annual military gold sportsman's license; repealing s. 379.355, F.S., relating to special recreational spiny lobster licenses; repealing s. 379.363(1)(h) and (i), F.S., relating to the annual gear license fee; repealing s. 379.3635, F.S., relating to haul seine and trawl permits to be used in Lake Okeechobee; amending ss. 379.101, 379.208, and 379.401, F.S.; conforming cross-references; providing an effective date.

—was taken up, having been read the second time earlier today and temporarily postponed with pending **Amendment 1 (206331)**. Rep. Gonzalez moved the adoption of the amendment which failed of adoption. The vote was:

Session Vote Sequence: 652

Speaker Weatherford in the Chair.

Antone	Fresen	Nuñez	Schenck
Artiles	Fullwood	Oliva	Schwartz
Beshears	Gaetz	Perry	Smith
Bileca	Gibbons	Pigman	Stark
Brodeur	Gonzalez	Pritchett	Taylor
Campbell	Holder	Ray	Thurston
Clarke-Reed	Ingram	Reed	Torres
Cruz	Jones, S.	Richardson	Trujillo
Cummings	La Rosa	Rodrigues, R.	Waldman
Davis	Mayfield	Rogers	Watson, B.
Diaz, J.	McGhee	Rouson	Williams, A.
Diaz, M.	Moraitis	Santiago	
Eisnaugle	Moskowitz	Saunders	
Nays—67	- 1		D 1/
Adkins	Eagle	Nelson	Rodríguez, J.
Ahern	Edwards	O'Toole	Rooney
Albritton	Fitzenhagen	Pafford	Slosberg
Baxley	Goodson	Passidomo	Spano
Berman	Grant	Patronis	Stafford
Boyd	Harrell	Peters	Steube
Bracy	Hill	Pilon	Stewart
Broxson	Hood	Porter	Stone
Caldwell	Hooper	Powell	Tobia
Castor Dentel	Hutson	Raburn	Van Zant
Clelland	Jones, M.	Rader	Watson, C.
Coley	Kerner	Rangel	Weatherford
Combee	Lee	Raschein	Wood
Corcoran	Magar	Raulerson	Workman
Crisafulli	McBurney	Rehwinkel Vasilinda	Young
Danish	Metz	Renuart	Zimmermann
Dudley	Murphy	Roberson, K.	

Votes after roll call: Nays-Hager

Yeas-111

On motion by Rep. Goodson, the rules were waived and the CS/CS/HB 955 was read the third time by title. On passage, the vote was:

Session Vote Sequence: 653

Speaker Weatherford in the Chair.

Adkins Eagle Edwards Ahern Albritton Antone Artiles Baxley Berman Beshears Bileca Bovd Bracy Brodeur Broxson Caldwell Campbell Castor Dentel Clarke-Reed Clelland Coley Combee Corcoran

Eisnaugle Fitzenhagen Fresen Fullwood Gibbons Gonzalez Goodson Harrell Hill Holder Hood Hooper Hutson Ingram Jones, M. Jones, S. Kerner La Rosa Lee Magar Mayfield McBurney McGhee Metz

Nelson Nuñez Oliva Pafford Passidomo Patronis Perry Peters Pigman Pilon Porter Powell Pritchett Raburn Rader Rangel Raschein Raulerson Ray Reed Rehwinkel Vasilinda Renuart Richardson Roberson, K. Rodrigues, R. Rodríguez, J. Rogers Rooney

Santiago Saunders Schenck Slosberg Smith Spano Stafford Stark Steube Stewart Stone Taylor Thurston Tobia Torres Trujillo Van Zant Waldman Watson, B. Watson, C. Weatherford Williams, A. Wood Workman

Young

Zimmermann

Rouson

Nays—3

Crisafulli

Danish

Davis

Diaz, J.

Diaz, M.

Dudley

Cummings

Gaetz Moraitis Schwartz

Moskowitz

Murphy

Votes after roll call:

Yeas-Cruz, Hager, O'Toole Yeas to Nays-Beshears Nays to Yeas-Schwartz

So the bill passed and was immediately certified to the Senate.

CS/HB 7091—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; designating parts I-V of chapter 570, F.S., relating to the Department of Agriculture and Consumer Services: amending s. 193.461, F.S.; authorizing a property appraiser to grant an agricultural classification for land under certain circumstances; providing for lands participating in certain dispersed water storage programs to be classified as agricultural lands for the duration of inclusion in such program or successor programs; amending s. 282.709, F.S.; providing for appointment of a department representative to the Joint Task Force on State Agency Law Enforcement Communications; amending s. 373.4591, F.S.; authorizing landowners who have entered into an agreement with the department to implement specified best management practices before making improvements; amending s. 379.361, F.S.; revising application and renewal requirements for Apalachicola Bay oyster harvesting licenses; amending s. 487.041, F.S.; revising requirements for registration and distribution of discontinued pesticides; amending s. 487.046, F.S.; revising provisions for filing pesticide applicator license applications; amending s. 487.047, F.S.; revising provisions for issuance of pesticide applicator licenses; amending s. 487.048, F.S.; revising provisions for filing pesticide dealer license applications; amending s. 487.159, F.S.; deleting requirements for filing statements claiming damages and injuries from pesticide application; amending s. 487.160, F.S.; revising recordkeeping requirements for licensed

private applicators; repealing s. 487.172, F.S., relating to an antifouling paint educational program; amending s. 487.2031, F.S.; revising the term "material safety data sheet"; amending s. 487.2051, F.S.; revising requirements for pesticide fact sheets and safety data sheets; amending s. 493.6120, F.S.; authorizing the department to impose certain civil penalties for violations relating to private security, investigative, and repossession services; amending s. 500.03, F.S.; revising the definition of the term "food establishment"; amending s. 500.12, F.S.; revising criteria for certain food permit exemptions; requiring the department to adopt a permit fee schedule; requiring food permits as a condition of operating a food establishment; providing that such permits are not transferable; amending s. 500.121, F.S.; conforming provisions to changes made by the act; revising the time limit for payment of fines; providing for permit revocation for failure to pay a fine; authorizing the department to immediately close certain food establishments; providing requirements and procedures for such closure; providing penalties for violations; authorizing the department to adopt rules; amending s. 500.147, F.S.; providing for the inspection of food records for certain purposes; amending s. 500.172, F.S.; providing for embargoing, detaining, or destroying food processing and storage areas; repealing ss. 500.301, 500.302, 500.303, 500.304, 500.305, and 500.306, F.S., relating to standards of enrichment, sales, enforcement, and inspection of certain grain products; repealing s. 500.601, F.S., relating to retail sale of meat; amending s. 501.059, F.S.; authorizing the department to adopt rules; amending s. 570.074, F.S.; providing for the duties of the Office of Agricultural Water Policy; amending s. 570.14, F.S.; requiring written approval for use of the department seal; amending s. 570.247, F.S.; clarifying provisions directing the department to adopt certain rules; repealing s. 570.345, F.S., relating to the Pest Control Compact; amending s. 570.36, F.S.; clarifying provisions relating to the duties of the Division of Animal Industry; repealing s. 570.542, F.S., relating to the Florida Consumer Services Act; creating s. 570.67, F.S.; establishing the Office of Energy within the department; providing for supervision and duties; amending s. 570.71, F.S.; authorizing specified uses of funds from the Conservation and Recreation Lands Program Trust Fund; repealing s. 570.72, F.S., relating to a definition; repealing s. 570.92, F.S., relating to an equestrian educational sports program; amending s. 570.952, F.S.; deleting an obsolete provision relating to membership terms for the Florida Agriculture Center and Horse Park Authority; conforming cross-references; amending s. 570.964, F.S.; clarifying compliance required for privileges of immunity; creating s. 570.971, F.S.; establishing administrative and civil penalties for certain violations; providing applicability; authorizing the department to adopt rules; amending s. 576.021, F.S.; revising provisions for filing applications to distribute fertilizer; amending s. 576.031, F.S.; revising labeling requirements for distribution of fertilizer in bulk; amending s. 576.041, F.S.; removing surety bond and certificate of deposit requirements for fertilizer license applicants; amending s. 576.051, F.S.; revising the period for which a fertilizer sample must be retained for analysis; amending s. 576.071, F.S.; revising criteria for determining the commercial value of certain penalties; amending s. 576.087, F.S.; revising antisiphon requirements for irrigation systems; amending s. 576.101, F.S.; removing provisions relating to probationary status of a fertilizer licensee; amending s. 578.08, F.S.; revising application requirements and registration fees for the sale of seed; amending s. 580.036, F.S.; directing the department to consult with the Agricultural Feed, Seed, and Fertilizer Advisory Council when developing certain standards; amending s. 580.041, F.S.; revising application requirements for master registration of commercial feed; amending s. 580.071, F.S.; revising criteria for adulterated commercial feed and feedstuff; amending s. 581.091, F.S.; deleting provisions relating to noxious weed and invasive plant pilot and monitoring programs; amending s. 581.131, F.S.; revising the time in which the department must provide certain notice and certificate renewal forms; amending s. 583.01, F.S.; revising the definition of the term "dealer"; amending s. 589.08, F.S.; directing the Florida Forest Service to distribute certain funds to fiscally constrained counties; repealing s. 589.081, F.S., relating to payment of certain gross receipts from the Withlacoochee State Forest and Goethe State Forest; amending s. 589.011, F.S.; providing conditions under which the Florida Forest Service is authorized to grant use of certain lands; providing criteria by which the Florida Forest Service determines certain fees, rentals,

and charges; amending s. 589.20, F.S.; authorizing the Florida Forest Service to cooperate with water management districts, municipalities, and other government entities in the designation and dedication of certain lands; amending s. 590.02, F.S.; renaming the Florida Forest Training Center and the Madison Forestry Station; repealing s. 590.091, F.S., relating to the designation of railroad rights-of-way as wildfire hazard areas; amending s. 590.125, F.S.; revising requirements for noncertified burning; amending s. 597.003, F.S.; revising the powers and duties of the department regarding aquaculture to include training for lessees of sovereign submerged lands; amending s. 597.004, F.S.; revising application requirements for aquaculture certificates of registration; amending s. 597.020, F.S.; authorizing the department to adopt by rule training requirements for shellfish processors; conforming provisions to changes made by the act; amending s. 604.16, F.S.; exempting certain dealers in agricultural products from provisions relating to license and bond requirements, consignment limitations, examination of records, penalties, and administrative fines; amending ss. 253.74, 388.46, 472.0351, 472.036, 482.161, 482.165, 482.243, 487.091, 487.175, 493.6118, 496.420, 500.165, 500.70, 501.019, 501.612, 501.619, 501.922, 502.231, 507.09, 507.10, 526.311, 526.55, 527.13, 531.50, 534.52, 539.001, 559.921, 559.9355, 559.936, 570.0741, 570.23, 570.242, 570.38, 570.42, 570.44, 570.45, 570.451, 570.50, 570.51, 570.543, 571.11, 571.28, 571.29, 576.061, 578.181, 580.121, 581.141, 581.186, 581.211, 582.06, 585.007, 586.15, 586.161, 590.14, 595.701, 597.0041, 599.002, 601.67, 604.22, 604.30, and 616.242, F.S.; conforming provisions to changes made by the act; amending ss. 193.461, 288.1175, 320.08058, 373.621, 373.709, 381.0072, 509.032, 525.16, 570.07, 570.076, 570.902, 570.9135, 570.961, and 570.963, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 685 was taken up, having been temporarily postponed earlier today.

CS/CS/HB 685-A bill to be entitled An act relating to business organizations; amending s. 605.0112, F.S.; providing additional exceptions regarding the requirement that limited liability company names be distinguishable from the names of other entities or filings; specifying differences in names which are not considered distinguishable; designating part I of ch. 607, F.S., entitled "General Provisions"; amending s. 607.0101, F.S.; revising a provision to conform to changes made by the act; amending s. 607.0401, F.S.; providing additional exceptions regarding the requirement that corporate names be distinguishable; specifying differences in corporate names which are not considered distinguishable; amending s. 607.1302, F.S.; providing that the amendment of articles of incorporation or the merger, conversion, or share exchange of a social purpose or benefit corporation entitles the shareholders to appraisal rights; creating part II of ch. 607, F.S., entitled "Social Purpose Corporations"; creating s. 607.501, F.S.; providing application and effect; creating s. 607.502, F.S.; providing definitions; creating s. 607.503, F.S.; establishing requirements for the formation of a social purpose corporation; creating s. 607.504, F.S.; providing procedures for an existing corporation to become a social purpose corporation; creating s. 607.505, F.S.; providing procedures for the termination of a social purpose corporation status; creating s. 607.506, F.S.; requiring that the corporate purpose must be to create a public benefit; providing criteria; creating s. 607.507, F.S.; requiring that the directors of a social purpose corporation meet a standard of conduct; providing criteria for the standards; creating s. 607.508, F.S.; authorizing the articles of incorporation of a social purpose corporation to provide for a benefit director; providing powers and duties of a benefit director; creating s. 607.509, F.S.; requiring that the officers of a social purpose corporation meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.510, F.S.; authorizing a social purpose corporation to designate an officer as a benefit officer; providing for the powers and duties of a benefit officer; creating s. 607.511, F.S.; authorizing certain legal actions to be brought against a social purpose corporation, its officers, or its directors; creating s. 607.512, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.513, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; providing criteria; creating part III of ch. 607, F.S., entitled "Benefit Corporations"; creating s. 607.601, F.S.; providing for application and effect; creating s. 607.602, F.S.; providing definitions; creating s. 607.603, F.S.; establishing requirements for the formation of a benefit corporation; creating s. 607.604, F.S.; providing procedures for an existing corporation to become a benefit corporation; creating s. 607.605, F.S.; providing procedures for the termination of a benefit corporation status; creating s. 607.606, F.S.; requiring that the corporate purpose be to create a public benefit; providing criteria; creating s. 607.607, F.S.; requiring the directors of a benefit corporation to meet a standard of conduct; providing criteria for the standards; creating s. 607.608, F.S.; authorizing the articles of incorporation of a benefit corporation to provide for a benefit director; providing powers and duties of the benefit director; creating s. 607.609, F.S.; requiring the officers of a benefit corporation to meet a standard of conduct; providing criteria for the standards of conduct; creating s. 607.610, F.S.; authorizing a benefit corporation to designate an officer as a benefit officer; providing for the powers and duties of the benefit officer; creating s. 607.611, F.S.; authorizing certain legal actions to be brought against a benefit corporation, its officers, or its directors; creating s. 607.612, F.S.; requiring the board of directors to prepare an annual benefit report; providing criteria for the preparation of the report; creating s. 607.613, F.S.; establishing requirements for the availability and dissemination of the annual report; authorizing a court to order dissemination of the report; amending ss. 617.0401 and 620.1108, F.S; providing additional exceptions regarding the requirement that the names of entities be distinguishable; specifying differences in names which are not considered distinguishable; amending ss. 48.091, 215.555, 243.54, 310.171, 310.181, 329.10, 339.412, 420.101, 420.111, 420.161, 440.02, 440.386, 609.08, 617.1908, 618.221, 619.04, 624.430, 624.462, 624.489, 628.041, 631.262, 636.204, 641.2015, 655.0201, 658.23, 658.2953, 658.30, 658.36, 663.03, 663.04, 663.301, 663.306, 663.313, 718.111, 719.104, 720.302, 720.306, 766.101, and 865.09, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Rep. Rooney, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 654

Speaker Weatherford in the Chair.

Yeas-113

Adkins Diaz. M. Metz. Dudley Ahern Albritton Eagle Edwards Antone Artiles Eisnaugle Baxley Fitzenhagen Nuñez Oliva Berman Fresen Beshears Fullwood Bileca Gaetz Gibbons Boyd Bracy Gonzalez Brodeur Goodson Perry Broxson Harrell Peters Caldwell Hill Holder Campbell Pilon Castor Dentel Hood Porter Clarke-Reed Hooper Clelland Hutson Ingram Coley Combee Jones, M. Rader Corcoran Jones, S. Crisafulli Kerner Cruz La Rosa Cummings Lee Ray Reed Danish Magar Davis Mayfield Diaz, J. McGhee

Richardson Moraitis Roberson K Rodrigues, R. Moskowitz Murphy Rodríguez, J. Nelson Rogers Rooney Rouson O'Toole Santiago Pafford Saunders Passidomo Schenck Patronis Schwartz Slosberg Smith Pigman Spano Stafford Stark Powell Steube Pritchett Stewart Raburn Stone Thurston Rangel Tobia Raschein Torres Trujillo Raulerson Van Zant Waldman Rehwinkel Vasilinda Watson, B. Renuart Watson, C.

Weatherford Wood Workman Young Zimmermann

Nays-None

Votes after roll call:

Yeas-Hager, McBurney, Taylor, Williams, A.

So the bill passed and was immediately certified to the Senate.

CS/HB 7093—A bill to be entitled An act relating to rehabilitation of petroleum contamination sites; amending s. 287.0595, F.S.; deleting a provision exempting certain professional service contracts from pollution response action contract requirements; amending s. 376.3071, F.S.; providing legislative findings and intent regarding the Petroleum Restoration Program and the rehabilitation of contamination sites; providing requirements for site rehabilitation contracts and procedures for payment of rehabilitation work under the Petroleum Restoration Program; revising provisions relating to the duty of the Department of Environmental Protection to seek recovery and reimbursement of certain costs; providing applicability of funding under the Early Detection Incentive Program; deleting obsolete provisions relating to reimbursement for certain cleanup expenses; repealing s. 376.30711, F.S., relating to preapproved site rehabilitation; amending 376.30713, F.S.; providing for certain applicants to use a commitment to pay, a demonstrated cost savings, or both to meet advanced cleanup cost-share requirements; amending ss. 376.301, 376.302, 376.305, 376.30714, 376.3072, 376.3073, and 376.3075, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Rep. Rooney, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 655

Speaker Weatherford in the Chair.

#### Yeas—112

Adkins Dudley Moskowitz Rodríguez, J. Eagle Rogers Rooney Ahern Murphy Edwards Albritton Nelson Antone Eisnaugle Nuñez Rouson Fitzenhagen Artiles Oliva Santiago Baxley Fresen O'Toole Saunders Fullwood Schenck Pafford Berman Beshears Passidomo Gaetz Schwartz Slosberg Bileca Gibbons Patronis Gonzalez Perry Boyd Smith Goodson Peters Bracy Spano Brodeur Harrell Pigman Stafford Broxson Pilon Steube Hill Holder Caldwell Porter Stone Campbell Hood Powel1 Thurston Castor Dentel Pritchett Hooper Tobia Clarke-Reed Hutson Raburn Torres Ingram Jones, M. Trujillo Clelland Rader Coley Combee Rangel Van Zant Waldman Watson, B. Jones, S. Raschein Corcoran Kerner Raulerson Crisafulli La Rosa Ray Watson, C. Cruz Lee Reed Weatherford Cummings Rehwinkel Vasilinda Magar Williams, A. Danish Mayfield Renuart Wood Davis McGhee Richardson Workman Roberson, K. Diaz, J. Metz Young Zimmermann Diaz, M. Moraitis Rodrigues, R.

Nays-None

Votes after roll call:

Yeas-Hager, McBurney, Taylor

So the bill passed and was immediately certified to the Senate.

**HB 1083**—A bill to be entitled An act relating to public records; creating s. 190.0121, F.S.; providing an exemption from public records requirements for surveillance recordings held by a community development district; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

-was read the second time by title.

#### REPRESENTATIVE HOOPER IN THE CHAIR

On motion by Rep. Artiles, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 656

Representative Hooper in the Chair.

Adkins	Dudley	Moskowitz	Rogers
Ahern	Eagle	Nelson	Rooney
Albritton	Eisnaugle	Nuñez	Rouson
Antone	Fitzenhagen	Oliva	Santiago
Artiles	Fresen	O'Toole	Schenck
Baxley	Fullwood	Passidomo	Schwartz
Beshears	Gibbons	Patronis	Smith
Bileca	Gonzalez	Perry	Spano
Boyd	Goodson	Peters	Stark
Bracy	Harrell	Pigman	Steube
Brodeur	Hill	Pilon	Stewart
Broxson	Holder	Porter	Stone
Caldwell	Hood	Powell	Taylor
Campbell	Hooper	Pritchett	Thurston
Clarke-Reed	Hutson	Raburn	Tobia
Clelland	Ingram	Rangel	Trujillo
Coley	Jones, M.	Raschein	Van Zant
Combee	Jones, S.	Raulerson	Weatherford
Corcoran	Kerner	Ray	Williams, A.
Crisafulli	La Rosa	Reed	Wood
Cummings	Lee	Rehwinkel Vasilinda	Workman
Danish	Magar	Renuart	Young
Davis	Mayfield	Richardson	_
Diaz, J.	Metz	Roberson, K.	
Diaz, M.	Moraitis	Rodrigues, R.	

Nays—16			
Berman	Gaetz	Rader	Waldman
Castor Dentel	McGhee	Slosberg	Watson, B.
Cruz	Murphy	Stafford	Watson, C.
Edwards	Pafford	Torres	Zimmermann

Votes after roll call:

Yeas—Hager, McBurney Yeas to Nays—Lee Nays to Yeas—Murphy

#### **Explanation of Votefor Sequence Number 656**

The law is clear that there is no reasonable expectation of privacy in a public place.

Rep. Katie A. Edwards District 98

So the bill passed by the required constitutional two-thirds vote of the members voting and was immediately certified to the Senate.

CS/CS/HB 783—A bill to be entitled An act relating to motor vehicle sales; amending s. 545.01, F.S.; revising and reordering definitions; defining terms; creating s. 545.045, F.S.; prohibiting an affiliated finance company from taking specified actions relating to certain finance obligations arising from a vehicle contract that contains a third-party provider's specified automotive related product; providing factors to determine whether an automotive related product is similar in nature, scope, and quality to an automotive related product offered for sale by an affiliated finance company or its related manufacturer or wholesale distributor; providing that a violation

does not constitute a criminal offense; amending s. 320.27, F.S.; deleting the definition of the term "motor vehicle broker"; conforming a reference; providing an effective date.

-was read the second time by title.

Representative Albritton offered the following:

(Amendment Bar Code: 016969)

Amendment 1 (with title amendment)—Remove lines 93-195

#### TITLE AMENDMENT

Remove lines 15-17 and insert: providing an effective date.

Rep. Albritton moved the adoption of the amendment, which was adopted.

On motion by Rep. Albritton, the rules were waived and CS/CS/HB 783 was read the third time by title. On passage, the vote was:

Session Vote Sequence: 657

Representative Hooper in the Chair.

Yeas-	-1	14

Adkins	Eagle	Murphy	Santiago
Ahern	Edwards	Nelson	Saunders
Albritton	Eisnaugle	Nuñez	Schenck
Antone	Fitzenhagen	Oliva	Schwartz
Artiles	Fresen	O'Toole	Slosberg
Baxley	Fullwood	Passidomo	Smith
Berman	Gaetz	Patronis	Spano
Beshears	Gibbons	Perry	Stafford
Bileca	Gonzalez	Peters	Stark
Boyd	Goodson	Pigman	Steube
Bracy	Harrell	Pilon	Stewart
Brodeur	Hill	Porter	Stone
Broxson	Holder	Powell	Taylor
Caldwell	Hood	Pritchett	Thurston
Campbell	Hooper	Raburn	Tobia
Castor Dentel	Hutson	Rader	Torres
Clarke-Reed	Ingram	Rangel	Trujillo
Clelland	Jones, M.	Raschein	Van Zant
Coley	Jones, S.	Raulerson	Waldman
Combee	Kerner	Ray	Watson, B.
Corcoran	La Rosa	Rehwinkel Vasilinda	Watson, C.
Crisafulli	Lee	Renuart	Weatherford
Cruz	Magar	Richardson	Williams, A.
Cummings	Mayfield	Roberson, K.	Wood
Danish	McGhee	Rodrigues, R.	Workman
Davis	McKeel	Rodríguez, J.	Young
Diaz, J.	Metz	Rogers	Zimmermann
Diaz, M.	Moraitis	Rooney	
Dudley	Moskowitz	Rouson	

Nays-None

Votes after roll call:

Yeas-Hager, McBurney, Pafford, Reed

Yeas to Nays-Reed

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

CS/HB 7091—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; designating parts I-V of chapter 570, F.S., relating to the Department of Agriculture and Consumer Services; amending s. 193.461, F.S.; authorizing a property appraiser to grant an agricultural classification for land under certain circumstances; providing for lands participating in certain dispersed water storage programs to be classified as agricultural lands for the duration of inclusion in such program or successor programs; amending s. 282.709, F.S.; providing for appointment of a

department representative to the Joint Task Force on State Agency Law Enforcement Communications; amending s. 373.4591, F.S.; authorizing landowners who have entered into an agreement with the department to implement specified best management practices before making improvements; amending s. 379.361, F.S.; revising application and renewal requirements for Apalachicola Bay oyster harvesting licenses; amending s. 487.041, F.S.; revising requirements for registration and distribution of discontinued pesticides; amending s. 487.046, F.S.; revising provisions for filing pesticide applicator license applications; amending s. 487.047, F.S.; revising provisions for issuance of pesticide applicator licenses; amending s. 487.048, F.S.; revising provisions for filing pesticide dealer license applications; amending s. 487.159, F.S.; deleting requirements for filing statements claiming damages and injuries from pesticide application; amending s. 487.160, F.S.; revising recordkeeping requirements for licensed private applicators; repealing s. 487.172, F.S., relating to an antifouling paint educational program; amending s. 487.2031, F.S.; revising the term "material safety data sheet"; amending s. 487.2051, F.S.; revising requirements for pesticide fact sheets and safety data sheets; amending s. 493.6120, F.S.; authorizing the department to impose certain civil penalties for violations relating to private security, investigative, and repossession services; amending s. 500.03, F.S.; revising the definition of the term "food establishment"; amending s. 500.12, F.S.; revising criteria for certain food permit exemptions; requiring the department to adopt a permit fee schedule; requiring food permits as a condition of operating a food establishment; providing that such permits are not transferable; amending s. 500.121, F.S.; conforming provisions to changes made by the act; revising the time limit for payment of fines; providing for permit revocation for failure to pay a fine; authorizing the department to immediately close certain food establishments; providing requirements and procedures for such closure; providing penalties for violations; authorizing the department to adopt rules; amending s. 500.147, F.S.; providing for the inspection of food records for certain purposes; amending s. 500.172, F.S.; providing for embargoing, detaining, or destroying food processing and storage areas; repealing ss. 500.301, 500.302, 500.303, 500.304, 500.305, and 500.306, F.S., relating to standards of enrichment, sales, enforcement, and inspection of certain grain products; repealing s. 500.601, F.S., relating to retail sale of meat; amending s. 501.059, F.S.; authorizing the department to adopt rules; amending s. 570.074, F.S.; providing for the duties of the Office of Agricultural Water Policy; amending s. 570.14, F.S.; requiring written approval for use of the department seal; amending s. 570.247, F.S.; clarifying provisions directing the department to adopt certain rules; repealing s. 570.345, F.S., relating to the Pest Control Compact; amending s. 570.36, F.S.; clarifying provisions relating to the duties of the Division of Animal Industry; repealing s. 570.542, F.S., relating to the Florida Consumer Services Act; creating s. 570.67, F.S.; establishing the Office of Energy within the department; providing for supervision and duties; amending s. 570.71, F.S.; authorizing specified uses of funds from the Conservation and Recreation Lands Program Trust Fund; repealing s. 570.72, F.S., relating to a definition; repealing s. 570.92, F.S., relating to an equestrian educational sports program; amending s. 570.952, F.S.; deleting an obsolete provision relating to membership terms for the Florida Agriculture Center and Horse Park Authority; conforming cross-references; amending s. 570.964, F.S.; clarifying compliance required for privileges of immunity; creating s. 570.971, F.S.; establishing administrative and civil penalties for certain violations; providing applicability; authorizing the department to adopt rules; amending s. 576.021, F.S.; revising provisions for filing applications to distribute fertilizer; amending s. 576.031, F.S.; revising labeling requirements for distribution of fertilizer in bulk; amending s. 576.041, F.S.; removing surety bond and certificate of deposit requirements for fertilizer license applicants; amending s. 576.051, F.S.; revising the period for which a fertilizer sample must be retained for analysis; amending s. 576.071, F.S.; revising criteria for determining the commercial value of certain penalties; amending s. 576.087, F.S.; revising antisiphon requirements for irrigation systems; amending s. 576.101, F.S.; removing provisions relating to probationary status of a fertilizer licensee; amending s. 578.08, F.S.; revising application requirements and registration fees for the sale of seed; amending s. 580.036, F.S.; directing the department to consult with the Agricultural Feed, Seed, and

Fertilizer Advisory Council when developing certain standards; amending s. 580.041, F.S.; revising application requirements for master registration of commercial feed; amending s. 580.071, F.S.; revising criteria for adulterated commercial feed and feedstuff; amending s. 581.091, F.S.; deleting provisions relating to noxious weed and invasive plant pilot and monitoring programs; amending s. 581.131, F.S.; revising the time in which the department must provide certain notice and certificate renewal forms; amending s. 583.01, F.S.; revising the definition of the term "dealer"; amending s. 589.08, F.S.; directing the Florida Forest Service to distribute certain funds to fiscally constrained counties; repealing s. 589.081, F.S., relating to payment of certain gross receipts from the Withlacoochee State Forest and Goethe State Forest; amending s. 589.011, F.S.; providing conditions under which the Florida Forest Service is authorized to grant use of certain lands; providing criteria by which the Florida Forest Service determines certain fees, rentals, and charges; amending s. 589.20, F.S.; authorizing the Florida Forest Service to cooperate with water management districts, municipalities, and other government entities in the designation and dedication of certain lands; amending s. 590.02, F.S.; renaming the Florida Forest Training Center and the Madison Forestry Station; repealing s. 590.091, F.S., relating to the designation of railroad rights-of-way as wildfire hazard areas; amending s. 590.125, F.S.; revising requirements for noncertified burning; amending s. 597.003, F.S.; revising the powers and duties of the department regarding aquaculture to include training for lessees of sovereign submerged lands; amending s. 597.004, F.S.; revising application requirements for aquaculture certificates of registration; amending s. 597.020, F.S.; authorizing the department to adopt by rule training requirements for shellfish processors; conforming provisions to changes made by the act; amending s. 604.16, F.S.; exempting certain dealers in agricultural products from provisions relating to license and bond requirements, consignment limitations, examination of records, penalties, and administrative fines; amending ss. 253.74, 388.46, 472.0351, 472.036, 482.161, 482.165, 482.243, 487.091, 487.175, 493.6118,496.420, 500.165, 500.70, 501.019, 501.612, 501.619, 501.922, 502.231, 507.09, 507.10, 526.311, 526.55, 527.13, 531.50, 534.52, 539.001, 559.921, 559.9355, 559.936, 570.0741, 570.23, 570.242, 570.38, 570.42, 570.44, 570.45, 570.451, 570.50, 570.51, 570.543, 571.11, 571.28, 571.29, 576.061, 578.181, 580.121, 581.141, 581.186, 581.211, 582.06, 585.007, 586.15, 586.161, 590.14, 595.701, 597.0041, 599.002, 601.67, 604.22, 604.30, and 616.242, F.S.; conforming provisions to changes made by the act; amending ss. 193.461, 288.1175, 320.08058, 373.621, 373.709, 381.0072, 509.032, 525.16, 570.07, 570.076, 570.902, 570.9135, 570.961, and 570.963, F.S.; conforming cross-references; providing an effective date.

On motion by Rep. Pigman, the rules were waived and CS/HB 7091, having been read the second time by title earlier today, was read the third time by title. On passage, the vote was:

Session Vote Sequence: 658

Representative Hooper in the Chair.

Yeas—112			
Adkins	Corcoran	Hill	Nuñez
Ahern	Crisafulli	Holder	Oliva
Albritton	Cruz	Hood	O'Toole
Antone	Cummings	Hooper	Pafford
Artiles	Danish	Hutson	Passidomo
Baxley	Davis	Ingram	Patronis
Berman	Diaz, J.	Jones, M.	Perry
Beshears	Diaz, M.	Jones, S.	Peters
Bileca	Dudley	Kerner	Pigman
Boyd	Eagle	La Rosa	Pilon
Bracy	Edwards	Lee	Porter
Brodeur	Eisnaugle	Magar	Powell
Broxson	Fitzenhagen	Mayfield	Pritchett
Caldwell	Fresen	McGhee	Raburn
Campbell	Fullwood	McKeel	Rader
Castor Dentel	Gaetz	Metz	Rangel
Clarke-Reed	Gibbons	Moraitis	Raschein
Clelland	Gonzalez	Moskowitz	Raulerson
Coley	Goodson	Murphy	Ray
Combee	Harrell	Nelson	Renuart

Richardson	Saunders	Steube	Waldman
Roberson, K.	Schenck	Stewart	Watson, B.
Rodrigues, R.	Schwartz	Stone	Watson, C.
Rodríguez, J.	Slosberg	Thurston	Weatherford
Rogers	Smith	Tobia	Williams, A.
Rooney	Spano	Torres	Wood
Rouson	Stafford	Trujillo	Workman
Santiago	Stark	Van Zant	Young

Nays-None

Votes after roll call:

Yeas—Hager, McBurney, Reed, Rehwinkel Vasilinda, Taylor, Zimmermann

So the bill passed and was immediately certified to the Senate.

CS/CS/CS/HB 617—A bill to be entitled An act relating to towing of vehicles and vessels; amending s. 715.07, F.S.; providing for removal of a vehicle or vessel by a cooperative association or a homeowners' association; authorizing an owner or lessee of real property to have a vehicle or vessel removed from the property without certain signage under certain circumstances; requiring a notice to be attached to the vehicle or vessel and providing requirements therefor; requiring police verification and documentation of such a notice and requirements therefor; providing an effective date.

—was read the second time by title. On motion by Rep. Wood, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 659

Representative Hooper in the Chair.

Yeas—78			
Adkins	Fitzenhagen	Murphy	Rooney
Albritton	Fresen	Oliva	Santiago
Artiles	Gibbons	O'Toole	Schenck
Baxley	Gonzalez	Passidomo	Smith
Beshears	Goodson	Patronis	Spano
Bileca	Grant	Perry	Stark
Boyd	Harrell	Peters	Steube
Broxson	Hill	Pigman	Stewart
Caldwell	Holder	Pilon	Stone
Clelland	Hood	Porter	Taylor
Coley	Hooper	Powell	Tobia
Combee	Hutson	Pritchett	Torres
Corcoran	Ingram	Raburn	Trujillo
Crisafulli	Jones, M.	Raschein	Van Zant
Cummings	La Rosa	Raulerson	Watson, B.
Danish	Magar	Ray	Weatherford
Diaz, J.	McKeel	Renuart	Wood
Diaz, M.	Metz	Roberson, K.	Young
Eagle	Moraitis	Rodrigues, R.	
Eisnaugle	Moskowitz	Rodríguez, J.	
Nays—30			
Antone	Fullwood	Rangel	Stafford
Berman	Gaetz	Rehwinkel Vasilinda	Thurston
Bracy	Jones, S.	Richardson	Waldman
Campbell	Kernér	Rogers	Watson, C.
Castor Dentel	Lee	Rouson	Williams, A.
Clarke-Reed	McGhee	Saunders	Zimmermanr
Cruz	Pafford	Schwartz	
Dudley	Rader	Slosberg	

Votes after roll call:

Yeas—Ahern, Brodeur, Hager Nays—Edwards, Reed

So the bill passed and was immediately certified to the Senate.

**CS/HB 977**—A bill to be entitled An act relating to motor vehicle insurance and driver education for children in foster care; creating s. 743.047, F.S.; removing the disability of nonage of minors for purposes of obtaining motor vehicle insurance; amending s. 1003.48, F.S.; providing for

preferential enrollment in driver education courses for children in foster care; providing an effective date.

—was read the second time by title. On motion by Rep. Albritton, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 660

Representative Hooper in the Chair.

Yeas-114 Adkins Edwards Moskowitz Rouson Albritton Eisnaugle Murphy Santiago Antone Fitzenhagen Nuñez Saunders Artiles Oliva Schenck Fresen Fullwood O'Toole Baxley Schwartz Pafford Slosberg Berman Gaetz Beshears Gibbons Passidomo Smith Bileca Gonzalez Patronis Spano Bovd Goodson Perry Stafford Peters Bracy Grant Stark Brodeur Harrell Pigman Steube Broxson Caldwell Hill Pilon Stewart Holder Porter Stone Campbell Hood Powell Taylor Castor Dentel Hooper Pritchett Thurston Clarke-Reed Hutson Raburn Tobia Clelland Ingram Rader Torres Coley Jones, M. Rangel Trujillo Combee Jones, S. Raschein Van Zant Corcoran Kerner Raulerson Waldman Crisafulli La Rosa Ray Watson, B. Cruz Rehwinkel Vasilinda Watson, C. Lee Cummings Magar Renuart Weatherford Danish Mayfield Richardson Williams, A. Davis McBurney Roberson, K. Wood Young Diaz, J. McGhee Rodrigues, R. Diaz, M. McKeel Rodríguez, J. Zimmermann Rogers Dudley Metz

Nays-None

Eagle

Votes after roll call:

Yeas-Ahern, Hager, Reed

Moraitis

So the bill passed and was immediately certified to the Senate.

**CS/HB 803**—A bill to be entitled An act relating to the communications services tax; amending s. 202.11, F.S.; revising the definition of the term "information service" to include certain data processing and other services for purposes of the communications services tax; providing retroactive applicability and construction; providing an effective date.

Rooney

—was read the second time by title. On motion by Rep. Boyd, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 661

Representative Hooper in the Chair.

Yeas-111

Adkins	Caldwell	Davis	Goodson
Albritton	Campbell	Diaz, J.	Grant
Antone	Castor Dentel	Dudley	Harrell
Artiles	Clarke-Reed	Eagle	Holder
Baxley	Clelland	Edwards	Hood
Berman	Coley	Eisnaugle	Hooper
Beshears	Combee	Fitzenhagen	Hutson
Bileca	Corcoran	Fresen	Ingram
Boyd	Crisafulli	Fullwood	Jones, M.
Bracy	Cruz	Gaetz	Jones, S.
Brodeur	Cummings	Gibbons	Kerner
Broxson	Danish	Gonzalez	La Rosa

Lee	Perry	Roberson, K.	Stone
Magar	Peters	Rodrigues, R.	Taylor
Mayfield	Pigman	Rodríguez, J.	Thurston
McBurney	Pilon	Rogers	Tobia
McGhee	Porter	Rooney	Torres
McKeel	Powell	Rouson	Trujillo
Metz	Pritchett	Santiago	Van Zant
Moraitis	Raburn	Saunders	Waldman
Moskowitz	Rader	Schenck	Watson, B.
Murphy	Rangel	Schwartz	Watson, C.
Nuñez	Raschein	Smith	Weatherford
Oliva	Raulerson	Spano	Williams, A.
O'Toole	Ray	Stafford	Wood
Pafford	Rehwinkel Vasilinda	Stark	Young
Passidomo	Renuart	Steube	Zimmermann
Patronis	Richardson	Stewart	

Nays-None

Votes after roll call:

Yeas-Ahern, Diaz, M., Hager, Hill, Reed

Yeas to Nays-Diaz, M.

So the bill passed and was immediately certified to the Senate.

CS/HB 1325—A bill to be entitled An act relating to parking permits for persons with mobility impairment; amending s. 320.0848, F.S.; directing the Department of Highway Safety and Motor Vehicles to design and issue a sticker for use as a parking permit in lieu of a placard; providing an effective data

-was read the second time by title.

Representative Zimmermann offered the following:

(Amendment Bar Code: 039133)

Amendment 1 (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Paragraph (c) of subsection (1) of section 320.089, Florida Statutes, is amended to read:

320.089 Members of National Guard and active United States Armed Forces reservists; former prisoners of war; survivors of Pearl Harbor; Purple Heart medal recipients; Operation Desert Storm Veterans: Operation Desert Shield Veterans; Operation Iraqi Freedom and Operation Enduring Freedom Veterans; Combat Infantry Badge or Combat Action Badge recipients; Vietnam War Veterans; Korean Conflict Veterans; special license plates; fee.—

(1)

(c) Notwithstanding any provisions of law to the contrary, an applicant for a Pearl Harbor Survivor license plate or a Purple Heart license plate who also qualifies for a disabled veteran's license plate under s. 320.084 shall be issued the appropriate special license plate without payment of the license tax imposed by s. 320.08. An applicant for a Purple Heart license plate who also qualifies under s. 320.0842 may receive the appropriate special license plate with the international symbol of accessibility without payment of the license tax imposed by s. 320.08. An applicant for a Purple Heart license plate who does not qualify under s. 320.0842 but is eligible under ss. 320.0848 and 320.0843 may receive the appropriate special license plate with the international symbol of accessibility with payment of license tax as set forth in s. 320.08.

Section 2. This act shall take effect October 1, 2014.

#### TITLE AMENDMENT

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to military veterans with mobility impairment; amending s. 320.089, F.S.; providing for eligible Purple Heart license plate applicants to receive the appropriate special license plate with the international symbol of accessibility; providing an effective date.

Rep. Zimmermann moved the adoption of the amendment, which was adopted.

On motion by Rep. Zimmermann, the rules were waived and the bill was read the third time by title.

#### REPRESENTATIVE PATRONIS IN THE CHAIR

The question recurred on the final passage of CS/HB 1325. The vote was:

Session Vote Sequence: 662

Yeas-115

Coley

Cruz

Danish

Davis

Diaz, J.

Dudley

Diaz, M.

Combee

Corcoran

Crisafulli

Cummings

Representative Patronis in the Chair.

Adkins Edwards Albritton Antone Artiles Baxley Berman Beshears Bileca Boyd Bracy Brodeur Broxson Caldwell Campbell Castor Dentel Clarke-Reed Clelland

Eisnaugle Fitzenhagen Fresen Fullwood Gaetz Gibbons Gonzalez Goodson Grant Harrell Holder Hood Hooper Hutson Ingram Jones, M. Jones, S. Kerner La Rosa Lee Magar Mayfield McBurney McGhee McKeel Metz Moraitis

Murphy Nelson Nuñez Oliva O'Toole Pafford Passidomo Patronis Perry Peters Pigman Pilon Porter Powell Pritchett Raburn Rader Rangel Raschein Raulerson Ray

Rehwinkel Vasilinda Renuart Richardson Roberson, K. Rodrigues, R. Rodríguez, J.

Santiago Saunders Schenck Schwartz Slosberg Smith Spano Stafford Stark Steube Stewart Stone Taylor Thurston Tobia Torres Trujillo Van Zant Waldman Watson, B. Watson, C. Weatherford Williams, A. Wood Workman

Young Zimmermann

Rouson

Eagle Rooney Nays-None

Moskowitz

Votes after roll call:

Yeas-Ahern, Hager, Hill, Reed

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

Rogers

## Consideration of CS/CS/HB 7005 was temporarily postponed.

HB 7175—A bill to be entitled An act relating to Department of Transportation; amending s. 11.45, F.S., deleting a provision authorizing the Auditor General to conduct audits of transportation corporations authorized under the Florida Transportation Corporation Act; amending s. 20.23, F.S.; providing for the Florida Transportation Commission to monitor certain aspects of the Mid-Bay Bridge Authority; repealing provisions for the Florida Statewide Passenger Rail Commission; amending s. 316.530, F.S.; deleting a provision relating to load limits for certain towed vehicles; amending s. 316.545, F.S.; revising the weight reduction used to determine unlawful weight of certain vehicles equipped with idle-reduction technology; amending s. 332.007, F.S.; authorizing the department to fund strategic airport investments; providing criteria; amending s. 334.044, F.S.; prohibiting the department from entering into a lease-purchase agreement; providing that certain lease-purchase agreements are not invalidated; providing an exception from a requirement to purchase all plant materials from Florida commercial nursery stock; amending s. 335.06, F.S.; providing for improvement and maintenance of certain roads that provide access to the state park system; amending s. 335.065, F.S.; authorizing the department to enter into certain concession agreements; providing for use of agreement revenues; providing that the agreements are subject to applicable federal laws; amending s. 337.11, F.S.; removing the requirement that a contractor provide a notarized affidavit as proof of motor vehicle registration; amending s. 337.14, F.S.; providing an exception to a provision that prohibits certain contractors and affiliates from qualifying to provide certain services to the department; providing construction; amending s. 337.168, F.S., relating to confidentiality of bid information; providing that a document that reveals the identity of a person who has requested or received certain information before a certain time is a public record; amending s. 337.25, F.S.; revising provisions for disposition of property by the department; authorizing the department to contract for auction services for conveyance of property; amending s. 337.251, F.S.; revising criteria for leasing certain department property; revising the time for the department to accept proposals for lease after a notice is published; directing the department to establish an application fee by rule; providing criteria for the fee and for the proposed lease; amending s. 338.161, F.S.; revising provisions authorizing the department to use its electronic toll collection and video billing systems to collect certain charges for an owner of a transportation facility; amending s. 338.26, F.S.; revising the uses of fees generated from Alligator Alley tolls to include the cost of design and construction of a fire station that may be used by certain local governments and certain related operating costs; providing that excess tolls, after payment of certain expenses, be transferred to the Everglades Trust Fund; creating s. 339.041, F.S.; providing legislative intent; describing the types of department property eligible for factoring future revenues received by the department from leases for wireless communication facilities on department property; authorizing the department to enter into agreements with investors to purchase the revenue streams from department leases of wireless communication facilities on such property pursuant to an invitation to negotiate; prohibiting the department from pledging state credit; allowing the department to make certain covenants; providing for the appropriation and payment of moneys received from such agreements to investors; requiring the proceeds from such leases to be used for certain fixed capital expenditures; amending s. 339.175, F.S.; revising membership and governance of a metropolitan planning organization; revising powers and duties of the Metropolitan Planning Organization Advisory Council; amending s. 339.2821, F.S.; authorizing Enterprise Florida, Inc., to be a consultant to the department for consideration of expenditures associated with and contracts for transportation projects; revising the requirements for economic development transportation project contracts between the Department of Transportation and a governmental entity; repealing the Florida Transportation Corporation Act; repealing ss. 339.401, 339.402, 339.403, 339.404, 339.405, 339.406, 339.407, 339.408, 339.409, 339.410, 339.411, 339.412, 339.414, 339.415, 339.416, 339.417, 339.418, 339.419, 339.420, and 339.421, F.S.; removing provisions for corporations to be authorized by and to act on behalf of the department for promotion and development of transportation facilities and systems; amending s. 343.82, F.S., relating to the Northwest Florida Transportation Corridor Authority and s. 343.922, F.S., relating to Tampa Bay Area Regional Transportation Authority; removing provisions for certain funding and assistance sources; amending s. 373.4137, F.S.; revising legislative intent for implementation of mitigation to offset environmental impact of department projects; revising provisions for environmental impact inventories for transportation projects proposed by the department or a transportation authority; revising criteria for mitigation of projected impacts; requiring the Department of Transportation to include funding for environmental mitigation for projects in its work program; revising the process and criteria for the payment by the department or participating transportation authorities of mitigation implemented by water management districts or the Department of Environmental Protection; revising the requirements for the payment to a water management district or the Department of Environmental Protection of the costs of mitigation planning and implementation of the mitigation required by a permit; revising the payment criteria for preparing and implementing mitigation plans adopted by water management districts for transportation impacts based on the environmental impact inventory; adding federal requirements for the development of a mitigation plan; providing for transportation projects in the environmental mitigation plan for which mitigation has not been specified;

revising a water management district's responsibilities relating to a mitigation plan; amending s. 373.618, F.S.; revising provisions related to public service warning signs; amending s. 479.01, F.S., relating to outdoor advertising signs; revising and deleting definitions; amending s. 479.02, F.S.; revising duties of the Department of Transportation relating to signs; deleting a requirement that the department adopt certain rules; creating s. 479.024, F.S.; limiting the placement of signs to commercial or industrial zones; defining the terms 'parcel" and "utilities"; requiring a local government to use specified criteria to determine zoning for commercial or industrial parcels; providing that certain parcels are considered unzoned commercial or industrial areas; authorizing a permit for a sign in an unzoned commercial or industrial area in certain circumstances; prohibiting specified uses and activities from being independently recognized as commercial or industrial; providing an appeal process for an applicant whose permit is denied; requiring an applicant whose application is denied to remove an existing sign pertaining to the application; requiring the department to reduce certain transportation funding in certain circumstances; amending s. 479.03, F.S.; requiring notice to owners of intervening privately owned lands before the department enters upon such lands to remove an illegal sign; amending s. 479.04, F.S.; providing that an outdoor advertising license is not required solely to erect or construct outdoor signs or structures; amending s. 479.05, F.S.; authorizing the department to suspend a license for certain offenses and specifying activities that the licensee may engage in during the suspension; prohibiting the department from granting a transfer of an existing permit or issuing an additional permit during the suspension; amending s. 479.07, F.S.; revising requirements for obtaining sign permits; conforming and clarifying provisions; revising permit tag placement requirements for signs; deleting a provision that allows a permittee to provide its own replacement tag; revising requirements for permitting certain signs visible to more than one highway; deleting provisions limiting a pilot program to specified locations; deleting redundant provisions relating to certain new or replacement signs; deleting provisions requiring maintenance of statistics on the pilot program; amending s. 479.08, F.S.; revising provisions relating to the denial or revocation of a permit because of false or misleading information in the permit application; amending s. 479.10, F.S.; authorizing the cancellation of a permit; amending s. 479.105, F.S.; revising notice requirements to owners and advertisers relating to signs erected or maintained without a permit; revising procedures for the department to issue a permit as a conforming or nonconforming sign to the owner of an unpermitted sign; providing a penalty; amending s. 479.106, F.S.; revising provisions relating to the removal, cutting, or trimming of trees or vegetation to increase sign face visibility; providing that a specified penalty is applied per sign facing; amending s. 479.107, F.S.; deleting a fine for specified violations; amending s. 479.11, F.S.; prohibiting signs on specified portions of the interstate highway system; amending s. 479.111, F.S.; clarifying a reference to a certain agreement; amending s. 479.15, F.S.; deleting a definition; revising provisions relating to relocation of certain signs on property subject to public acquisition; amending s. 479.156, F.S.; clarifying provisions relating to the regulation of wall murals; amending s. 479.16, F.S.; exempting certain signs from specified provisions; exempting from permitting certain signs placed by tourist-oriented businesses, certain farm signs placed during harvest seasons, certain acknowledgment signs on publicly funded school premises, and certain displays on specific sports facilities; prohibiting certain permit exemptions from being implemented or continued if the implementations or continuations will adversely impact the allocation of federal funds to the Department of Transportation; directing the department to notify a sign owner that the sign must be removed if federal funds are adversely impacted; authorizing the department to remove the sign and assess costs to the sign owner under certain circumstances; amending s. 479.24, F.S.; clarifying provisions relating to compensation paid for the department's acquisition of lawful signs; amending s. 479.25, F.S.; revising provisions relating to local government action with respect to erection of noiseattenuation barriers that block views of lawfully erected signs; deleting provisions to conform to changes made by the act; amending s. 479.261, F.S.; expanding the logo sign program to the limited access highway system; conforming provisions related to a logo sign program on the limited access highway system; amending s. 479.262, F.S.; clarifying provisions relating to the tourist-oriented directional sign program; limiting the placement of such

signs to intersections on certain rural roads; prohibiting such signs in urban areas or at interchanges on freeways or expressways; amending s. 479.313, F.S.; requiring a permittee to pay the cost of removing certain signs following the cancellation of the permit for the sign; repealing s. 76 of chapter 2012-174, Laws of Florida, relating to authorizing the department to seek Federal Highway Administration approval of a tourist-oriented commerce sign pilot program and directing the department to submit the approved pilot program for legislative approval; establishing a pilot program for the School District of Palm Beach County authorizing signage on certain school district property to recognize the names of the school district's business partners; providing for expiration of the program; requiring the Florida Transportation Commission to study the potential for state revenue from parking meters and other parking time-limit devices; authorizing to commission to retain experts; requiring the department to pay for the experts; requiring certain information from municipalities and counties; requiring certain information to be considered in the study; requiring a written report; providing for the removal of parking meters and parking time-limit devices under certain circumstance; providing for municipalities and counties to pay the cost of removal; providing for a moratorium on new parking meters of other parking time-limit devices on the state right-of-way; providing an exception; amending s. 2 of chapter 85-364, Laws of Florida, relating to the Department of Transportation; authorizing tolls from the Pinellas Bayway to be used for maintenance costs; removing provisions for funding of certain projects; amending s. 110.205, F.S.; conforming cross-references; providing effective dates.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/CS/HB 159—A bill to be entitled An act relating to the establishment of a mental health first aid training program; requiring the Department of Children and Families to establish a mental health first aid training program; requiring the department to employ a competitive procurement process to select a statewide association to develop, implement, and manage the program; providing course requirements; requiring instructors to be certified; requiring the department to submit a report to the Governor and Legislature; providing for expiration of the program; providing an appropriation; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature; providing an effective date.

—was read the second time by title. On motion by Rep. Berman, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 663

Representative Patronis in the Chair.

Yeas-116 Adkins Danish Albritton Davis Diaz, J. Antone Diaz, M. Artiles Baxley Dudley Berman Eagle Edwards Beshears Bileca Eisnaugle Boyd Fitzenhagen Bracy Fresen Fullwood Brodeur Broxson Gaetz Caldwell Gibbons Campbell Gonzalez Castor Dentel Goodson Clarke-Reed Grant Clelland Harrell Coley Combee Hill Holder Corcoran Hood Crisafulli Hooper Hutson Cruz

Ingram

Cummings

Jones, M. Pigman Jones, S. Pilon Porter Kerner La Rosa Powel1 Pritchett Lee Magar Raburn Mayfield Rader McBurnev Rangel McGhee Raschein McKeel Raulerson Metz Ray Reed Moraitis Rehwinkel Vasilinda Moskowitz Murphy Renuart Richardson Nelson Roberson, K. Nuñez Oliva Rodrigues, R. O'Toole Rodríguez, J. Pafford Rogers Passidomo Rooney Patronis Rouson Perry Santiago Peters Saunders

Schwartz

#### JOURNAL OF THE HOUSE OF REPRESENTATIVES

Schenck Stark Weatherford Torres Trujillo Schwartz Steube Williams, A. Slosberg Stewart Van Zant Wood Workman Smith Stone Waldman Spano Taylor Watson, B. Young Stafford Thurston Watson, C. Zimmermann

Nays—1 Tobia

624

Votes after roll call:

Yeas-Ahern, Hager

So the bill passed and was immediately certified to the Senate.

CS/HM 1165—A memorial to the Congress of the United States, urging Congress to recommend that X-linked Adrenoleukodystrophy (ALD) be included in the Recommended Uniform Screening Panel for state newborn screening programs by the United States Department of Health and Human Services.

WHEREAS, Adrenoleukodystrophy is a type of hereditary condition that causes damage to the membrane surrounding nerve cells in the brain, and

WHEREAS, screening of newborns can identify the presence of this disease of the central nervous system, which is inherited as an X-linked recessive trait and is characterized by blindness, deafness, tonic spasms, and mental deterioration, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the Congress of the United States is urged to recommend that X-linked Adrenoleukodystrophy (ALD) be included in the Recommended Uniform Screening Panel for state newborn screening programs by the Discretionary Advisory Committee on Heritable Disorders in Newborns and Children of the United States Department of Health and Human Services.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was read the second time by title. On motion by Rep. La Rosa, the memorial was adopted and, under Rule 11.7(i), immediately certified to the Senote

CS/HB 1121—A bill to be entitled An act relating to hazardous walking conditions; amending s. 1006.23, F.S.; revising criteria that determine a hazardous walking condition for public school students; revising procedures for inspection and identification of hazardous walking conditions; authorizing a district school superintendent to initiate a formal request for correction of a hazardous walking condition; authorizing a district school board to initiate an administrative proceeding under certain circumstances and providing requirements therefor; requiring a district school board to provide transportation to students who would be subjected to hazardous walking conditions; requiring state or local governmental entities with jurisdiction over a road with a hazardous walking condition to correct the condition within a reasonable period of time; providing requirements for a governmental entity relating to its capital improvements program; providing requirements relating to a civil action for damages; providing an effective date.

—was read the second time by title. On motion by Rep. Metz, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 664

Representative Patronis in the Chair.

Yeas-113

Adkins Antone Baxley Beshears Albritton Artiles Berman Bileca Boyd Gibbons Bracy Brodeur Gonzalez Goodson Broxson Grant Caldwell Harrell Campbell Hood Castor Dentel Hooper Clarke-Reed Ingram Jones, M. Clelland Coley Jones, S. Combee Kerner Corcoran La Rosa Crisafulli Cruz Magar Cummings Mayfield Danish McBurney Davis McGhee Diaz, J. Metz Diaz, M. Moraitis Dudley Moskowitz Murphy Eagle Edwards Nelson Eisnaugle Nuñez Fitzenhagen Oliva O'Toole Fresen Fullwood Pafford Gaetz Passidomo

Perry Peters Pigman Pilon Porter Powell Pritchett Raburn Rader Rangel Raschein Raulerson Ray Reed Rehwinkel Vasilinda Renuart Richardson Roberson, K. Rodrigues, R. Rodríguez, J. Rogers Rooney Rouson Santiago Saunders

Patronis

Slosberg Smith Spano Stafford Stark Steube Stewart Stone Taylor Thurston Tobia Torres Trujillo Van Zant Waldman Watson, B. Watson, C. Weatherford Williams, A. Wood Workman Young Zimmermann

Nays-None

Votes after roll call:

Yeas-Ahern, Hager, Hill

So the bill passed and was immediately certified to the Senate.

CS/HB 225—A bill to be entitled An act relating to child safety devices in motor vehicles; amending s. 316.613, F.S.; revising child restraint requirements for children who are younger than a specified age; requiring the use of a separate carrier, integrated child seat, or child booster seat for such children; providing exceptions; providing penalties; providing an effective date

Schenck

—was read the second time by title. On motion by Rep. Perry, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 665

Representative Patronis in the Chair.

Yeas-114 Adkins Dudley Fagle Ahern Edwards Albritton Antone Eisnaugle Artiles Fitzenhagen Baxley Fresen Fullwood Berman Beshears Gaetz Gibbons Bileca Boyd Gonzalez Bracy Brodeur Goodson Grant Broxson Harrell Caldwell Hood Campbell Hooper Castor Dentel Hutson Ingram Jones, M. Clarke-Reed Clelland Coley Combee Jones, S. Kerner Corcoran La Rosa Crisafulli Lee

Magar

Mayfield

McGhee

Metz

McBurney

Cruz

Danish

Davis

Diaz, J.

Cummings

Moraitis Moskowitz Murphy Nelson Nuñez Oliva O'Toole Pafford Passidomo Patronis Perry Peters Pigman Pilon Porter Powell Pritchett Raburn Rader Rangel Raschein Raulerson Ray Reed Rehwinkel Vasilinda Renuart

Richardson

Rodrigues, R. Rodríguez, J. Rogers Rooney Rouson Santiago Saunders Schenck Schwartz Slosberg Smith Spano Stafford Stark Steube Stewart Stone Taylor Thurston Tobia Torres Trujillo Van Zant Waldman Watson, B. Watson, C.

Roberson, K.

Weatherford Wood Young Williams, A. Workman Zimmermann

Navs-None

Votes after roll call:

Yeas-Diaz, M., Hager, Hill

So the bill passed and was immediately certified to the Senate.

CS/CS/HB 755—A bill to be entitled An act relating to family law; amending s. 61.30, F.S.; providing for consideration of time-sharing schedules or time-sharing arrangements as a factor in the adjustment of awards of child support; amending s. 90.204, F.S.; authorizing judges in family cases to take judicial notice of certain court records without prior notice to the parties when imminent danger to persons or property has been alleged and it is impractical to give prior notice; providing for a deferred opportunity to present evidence; requiring a notice of taking such judicial notice to be filed within a specified period; providing that the term "family cases" has the same meaning as provided in the Rules of Judicial Administration; amending ss. 741.30, 784.046, and 784.0485, F.S.; creating an exception to a prohibition against using evidence other than the verified pleading or affidavit in an ex parte hearing for a temporary injunction for protection against domestic violence, repeat violence, sexual violence, dating violence, or stalking; providing an effective date.

—was read the second time by title. On motion by Rep. Steube, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 666

Representative Patronis in the Chair.

Yeas-117 Adkins Santiago Edwards Murphy Eisnaugle Nelson Saunders Ahern Albritton Fitzenhagen Nuñez Schenck Antone Fresen Oliva Schwartz Fullwood O'Toole Artiles Slosberg Baxley Gaetz Pafford Smith Gibbons Berman Passidomo Spano Stafford Beshears Gonzalez Patronis Bileca Goodson Perry Stark Boyd Grant Peters Steube Harrell Bracy Pigman Stewart Brodeur Hill Pilon Stone Holder Powell Broxson Taylor Caldwell Hood Pritchett Thurston Campbell Hooper Raburn Tobia Castor Dentel Hutson Rader Torres Clarke-Reed Ingram Rangel Trujillo Clelland Jones, M. Raschein Van Zant Coley Jones, S. Raulerson Waldman Combee Kerner Ray Watson, B. Corcoran La Rosa Reed Watson, C. Crisafulli Lee Rehwinkel Vasilinda Weatherford Williams, A. Magar Cruz Renuart Cummings Mayfield Richardson Wood Danish McBurney Roberson, K. Workman McGhee Rodrigues, R. Davis Young McKeel Rodríguez, J. Zimmermann Diaz, J. Diaz, M. Metz Rogers Dudley Moraitis Rooney

Nays-None

Eagle

Votes after roll call:

Yeas-Hager, Porter

Moskowitz

So the bill passed and was immediately certified to the Senate.

**HB 7177**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 893.0551, F.S., relating to an

Rouson

exemption from public record requirements for certain information held by the Department of Health pursuant to the prescription drug monitoring program; specifying that the Attorney General, health care regulatory boards, and law enforcement agencies may disclose confidential and exempt information in certain instances if such information is relevant to an active investigation; requiring the Attorney General, health care regulatory boards, and law enforcement agencies to take certain steps to ensure the continued confidentiality of all nonrelevant confidential and exempt information before disclosing such information; authorizing the department to disclose, under certain circumstances, relevant information to a law enforcement agency, rather than requiring the department to disclose confidential and exempt information; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motion by Rep. Brodeur, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 667

Representative Patronis in the Chair.

Adkins	Eagle	McBurney	Renuart
Ahern	Eisnaugle	McKeel	Roberson, K.
Albritton	Fitzenhagen	Metz	Rodrigues, R.
Artiles	Fresen	Moraitis	Rooney
Baxley	Gaetz	Murphy	Santiago
Beshears	Gibbons	Nelson	Schenck
Bileca	Gonzalez	Nuñez	Smith
Boyd	Goodson	Oliva	Spano
Brodeur	Grant	O'Toole	Steube
Broxson	Harrell	Passidomo	Stewart
Caldwell	Hill	Patronis	Stone
Clelland	Holder	Perry	Taylor
Coley	Hood	Peters	Tobia
Combee	Hooper	Pigman	Trujillo
Corcoran	Hutson	Pilon	Van Zant
Crisafulli	Ingram	Porter	Weatherford
Cummings	Jones, M.	Powell	Williams, A.
Davis	Kerner	Raburn	Wood
Diaz, J.	La Rosa	Raschein	Workman
Diaz, M.	Magar	Raulerson	Young
Dudley	Mayfield	Ray	
Nays—33			

Antone Fullwood Rehwinkel Vasilinda Thurston Berman Jones, S. Richardson Torres Bracy Lee Rodríguez, J. Waldman Campbell McGhee Rogers Watson, B. Castor Dentel Moskowitz Saunders Watson, C. Clarke-Reed Pafford Schwartz Zimmermann Pritchett Slosberg Cruz Danish Stafford Rangel Edwards Stark

Votes after roll call: Yeas—Hager Nays—Rouson

#### **Explanation of Votefor Sequence Number 667**

Believe that law enforcement should obtain a warrant based on probable cause to access the PDMD when info will be used to prosecute individuals.

Rep. Katie A. Edwards District 98

So the bill passed and was immediately certified to the Senate.

CS/HB 883—A bill to be entitled An act relating to license plates; amending s. 320.02, F.S.; revising provisions for the Department of Highway Safety and Motor Vehicles to withhold the renewal of registration or replacement registration of a motor vehicle; revising the conditions under which a revalidation sticker or replacement license plate may be issued;

amending s. 320.1316, F.S.; prohibiting the department from issuing a license plate, revalidation sticker, or replacement license plate for a vehicle or vessel identified in a notice from a lienor; revising procedures for dispute of a notice to surrender a vehicle or vessel; authorizing civil actions and the award of attorney fees and costs; providing an effective date.

—was read the second time by title. On motion by Rep. Broxson, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 668

Yeas-117

Representative Patronis in the Chair.

Adkins Edwards Murphy Rouson Ahern Eisnaugle Nelson Santiago Albritton Fitzenhagen Nuñez Schenck Antone Fresen Oliva Schwartz Artiles Fullwood O'Toole Slosberg Baxley Gaetz Pafford Smith Berman Gibbons Passidomo Spano Beshears Gonzalez Patronis Stafford Bileca Goodson Perry Stark Boyd Grant Peters Steube Bracy Harrell Pigman Stewart Brodeur Pilon Stone Hill Broxson Holder Porter Taylor Caldwell Hood Powell Thurston Campbell Hooper Pritchett Tobia Castor Dentel Hutson Raburn Torres Clarke-Reed Trujillo Ingram Rader Clelland Jones, M. Van Zant Rangel Waldman Coley Jones, S. Raschein Combee Raulerson Kerner Watson, B. Corcoran La Rosa Ray Watson, C. Reed Crisafulli Lee Weatherford Magar Rehwinkel Vasilinda Williams, A. Cruz Mayfield Cummings Renuart Wood McBurney Richardson Danish Workman Davis McGhee Roberson, K. Young Zimmermann Diaz, J. McKeel Rodrigues, R. Diaz, M. Rodríguez, J. Metz Dudley Moraitis Rogers Eagle Moskowitz Rooney

Nays-None

Votes after roll call:

Yeas-Hager

So the bill passed and was immediately certified to the Senate.

HB 123—A bill to be entitled An act relating to fees and costs incurred in guardianship proceedings; amending s. 744.108, F.S.; updating terminology; providing that fees and costs incurred by an attorney who has rendered services to a ward in compensation proceedings are payable from guardianship assets; providing that expert testimony is not required in proceedings to determine compensation for an attorney or guardian; amending s. 744.3025, F.S.; providing that a court may appoint a guardian ad litem to represent a minor if necessary to protect the minor's interest in a settlement; providing that a settlement of a minor's claim is subject to certain confidentiality provisions; amending s. 744.331, F.S.; requiring that the examining committee be paid from state funds as court-appointed expert witnesses if a petition for incapacity is dismissed; requiring that a petitioner reimburse the state for expert witness fees if the court finds the petition to have been filed in bad faith; providing applicability; providing an effective date.

-was read the second time by title.

#### THE SPEAKER IN THE CHAIR

On motion by Rep. Schwartz, the rules were waived and **HB 123** was read the third time by title. On passage, the vote was:

Session Vote Sequence: 669

Speaker Weatherford in the Chair.

Yeas—116			
Adkins	Edwards	Murphy	Rooney
Ahern	Eisnaugle	Nelson	Rouson
Albritton	Fitzenhagen	Nuñez	Santiago
Antone	Fresen	Oliva	Saunders
Artiles	Fullwood	O'Toole	Schenck
Baxley	Gaetz	Pafford	Schwartz
Berman	Gibbons	Passidomo	Slosberg
Beshears	Gonzalez	Patronis	Smith
Bileca	Goodson	Perry	Spano
Boyd	Grant	Peters	Stafford
Bracy	Harrell	Pigman	Stark
Brodeur	Hill	Pilon	Steube
Caldwell	Holder	Porter	Stewart
Campbell	Hood	Powell	Stone
Castor Dentel	Hooper	Pritchett	Taylor
Clarke-Reed	Hutson	Raburn	Thurston
Clelland	Ingram	Rader	Tobia
Coley	Jones, M.	Rangel	Torres
Combee	Jones, S.	Raschein	Trujillo
Corcoran	Kerner	Raulerson	Van Zant
Crisafulli	La Rosa	Ray	Waldman
Cruz	Lee	Reed	Watson, B.
Cummings	Magar	Rehwinkel Vasilinda	Watson, C.
Danish	Mayfield	Renuart	Weatherford
Davis	McGhee	Richardson	Williams, A.
Diaz, J.	McKeel	Roberson, K.	Wood
Diaz, M.	Metz	Rodrigues, R.	Workman
Dudley	Moraitis	Rodríguez, J.	Young
Eagle	Moskowitz	Rogers	Zimmermann

Navs-None

Votes after roll call:

Yeas-Broxson, Hager, McBurney

So the bill passed and was immediately certified to the Senate.

HB 125—A bill to be entitled An act relating to public records; amending s. 744.3701, F.S.; creating an exemption from public records requirements for records relating to the settlement of a claim on behalf of a minor or ward; authorizing a guardian ad litem, a ward, a minor, and a minor's attorney to inspect guardianship reports and court records relating to the settlement of a claim on behalf of a minor or ward, upon a showing of good cause; authorizing the court to direct disclosure and recording of an amendment to a report or court records relating to the settlement of a claim on behalf of a ward or minor, in connection with real property or for other purposes; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title. On motion by Rep. Schwartz, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 670

Speaker Weatherford in the Chair.

Yeas—116			
Adkins	Campbell	Diaz, M.	Harrell
Ahern	Castor Dentel	Dudley	Hill
Albritton	Clarke-Reed	Eagle	Holder
Antone	Clelland	Edwards	Hood
Artiles	Coley	Eisnaugle	Hooper
Baxley	Combee	Fitzenhagen	Hutson
Berman	Corcoran	Fresen	Ingram
Beshears	Crisafulli	Fullwood	Jones, M.
Bileca	Cruz	Gaetz	Jones, S.
Boyd	Cummings	Gibbons	Kerner
Bracy	Danish	Gonzalez	La Rosa
Brodeur	Davis	Goodson	Lee
Caldwell	Diaz, J.	Grant	Magar

#### JOURNAL OF THE HOUSE OF REPRESENTATIVES

Mayfield Pigman Rodrigues, R. Stone McGhee Pilon Rodríguez, J. Taylor McKeel Porter Rogers Thurston Metz Powell Roonev Tobia Moraitis Pritchett Rouson Torres Moskowitz Raburn Santiago Trujillo Murphy Rader Saunders Van Zant Nelson Rangel Schenck Waldman Watson, B. Nuñez Raschein Schwartz Slosberg Oliva Raulerson Watson, C. O'Toole Smith Weatherford Ray Reed Pafford Williams, A. Spano Passidomo Rehwinkel Vasilinda Stafford Wood Patronis Renuart Stark Workman Perry Richardson Steube Young Peters Roberson, K. Zimmermann Stewart

Nays-None

Votes after roll call:

Yeas—Broxson, Hager, McBurney

So the bill passed by the required constitutional two-thirds vote of the members voting and was immediately certified to the Senate.

CS/CS/HB 1385—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; revising provisions relating to the appointment and removal of the Chief Inspector General; amending s. 20.055, F.S.; revising provisions relating to the duties, appointment, and removal of agency inspectors general; updating a cross-reference; providing an effective date.

—was read the second time by title.

Representative Richardson offered the following:

(Amendment Bar Code: 268643)

Amendment 1 (with title amendment)—Remove lines 22-26

## TITLE AMENDMENT

Remove line 4 and insert: appointment of the Chief Inspector

Rep. Richardson moved the adoption of the amendment.

Representative Raulerson offered the following:

(Amendment Bar Code: 565931)

**Substitute Amendment** 1—Remove lines 20-21 and insert: shall be appointed by and serve at the pleasure of the Governor.

Rep. Raulerson moved the adoption of the substitute amendment, which was adopted.

Representative Richardson offered the following:

(Amendment Bar Code: 076689)

**Amendment 2**—Remove line 121 and insert: present objections in writing to the Governor

Rep. Richardson moved the adoption of the amendment, which was adopted.

Representative Richardson offered the following:

(Amendment Bar Code: 257765)

Amendment 3 (with directory amendment)—Remove lines 127-173 and insert:

- (5) In carrying out the auditing duties and responsibilities of this act, each inspector general shall review and evaluate internal controls necessary to ensure the fiscal accountability of the state agency. The inspector general shall conduct financial, compliance, electronic data processing, and performance audits of the agency and prepare audit reports of his or her findings. The scope and assignment of the audits shall be determined by the inspector general; however, the agency head may at any time request direct the inspector general to perform an audit of a special program, function, or organizational unit. The performance of the audit shall be under the direction of the inspector general, except that if the inspector general does not possess the qualifications specified in subsection (4), the director of auditing shall perform the functions listed in this subsection.
- (a) Such audits shall be conducted in accordance with the current International Standards for the Professional Practice of Internal Auditing as published by the Institute of Internal Auditors, Inc., or, where appropriate, in accordance with generally accepted governmental auditing standards. All audit reports issued by internal audit staff shall include a statement that the audit was conducted pursuant to the appropriate standards.
- (b) Audit workpapers and reports shall be public records to the extent that they do not include information which has been made confidential and exempt from the provisions of s. 119.07(1) pursuant to law. However, when the inspector general or a member of the staff receives from an individual a complaint or information that falls within the definition provided in s. 112.3187(5), the name or identity of the individual may shall not be disclosed to anyone else without the written consent of the individual, unless the inspector general determines that such disclosure is unavoidable during the course of the audit or investigation.
- (c) The inspector general and the staff shall have access to any records, data, and other information of the state agency he or she deems necessary to carry out his or her duties. The inspector general <a href="may is">may is</a> also authorized to request such information or assistance as may be necessary from the state agency or from any federal, state, or local government entity.
- (d) At the conclusion of each audit, the inspector general shall submit preliminary findings and recommendations to the person responsible for supervision of the program function or operational unit who shall respond to any adverse findings within 20 working days after receipt of the preliminary findings. Such response and the inspector general's rebuttal to the response shall be included in the final audit report.
- (e) At the conclusion of an audit in which the subject of the audit is a specific entity contracting with the state or an individual substantially affected, if the audit is not confidential or otherwise exempt from disclosure by law, the inspector general shall, consistent with s. 119.07(1), submit the findings to the entity contracting with the state or the individual substantially affected, who shall be advised in writing that they may submit a written response within 20 working days after receipt of the findings. The response and the inspector general's rebuttal to the response, if any, must be included in the final audit report.
- (f) The inspector general shall submit the final report to the agency head, and to the Auditor General, and, for state agencies under the jurisdiction of the Governor, the Chief Inspector General.
- (g) The Auditor General, in connection with the independent postaudit of the same agency pursuant to s. 11.45, shall give appropriate consideration to internal audit reports and the resolution of findings therein. The Legislative Auditing Committee may inquire into the reasons or justifications for failure of the agency head to correct the deficiencies reported in internal audits that are also reported by the Auditor General and shall take appropriate action.
- (h) The inspector general shall monitor the implementation of the state agency's response to any report on the state agency issued by the Auditor General or by the Office of Program Policy Analysis and Government Accountability. No later than 6 months after the Auditor General or the Office of Program Policy Analysis and Government Accountability publishes a report on the state agency, the inspector general shall provide a written response to the agency head or, for state agencies under the jurisdiction of the Governor, the Chief Inspector General on the status of corrective actions taken. The inspector general shall file a copy of such response with the Legislative Auditing Committee.

(i) The inspector general shall develop long-term and annual audit plans based on the findings of periodic risk assessments. The plan, where appropriate, should include postaudit samplings of payments and accounts. The plan shall show the individual audits to be conducted during each year and related resources to be devoted to the respective audits. The Chief Financial Officer, to assist in fulfilling the responsibilities for examining, auditing, and settling accounts, claims, and demands pursuant to s. 17.03(1), and examining, auditing, adjusting, and settling accounts pursuant to s. 17.04, may use utilize audits performed by the inspectors general and internal auditors. For state agencies under the jurisdiction of the Governor, the audit plans shall be submitted to the Governor's Chief Inspector General. The plan shall be submitted to the Auditor General.

#### DIRECTORYAMENDMENT

Remove lines 27-28 and insert:

Section 2. Subsections (2), (3), and (5), paragraph (c) of subsection (7), and

Rep. Richardson moved the adoption of the amendment, which was adopted.

On motion by Rep. Raulerson, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 671

Speaker Weatherford in the Chair.

Yeas-114 Adkins Edwards Murphy Rooney Ahern Eisnaugle Nelson Rouson Albritton Fitzenhagen Nuñez Santiago Antone Oliva Saunders Fresen Artiles Fullwood O'Toole Schenck Baxley Gaetz Pafford Schwartz Slosberg Gibbons Passidomo Berman Beshears Gonzalez Patronis Smith Bileca Goodson Perry Spano Boyd Grant Peters Stafford Bracy Harrell Pigman Steube Brodeur Pilon Stewart Hill Caldwell Holder Porter Stone Campbell Hood Taylor Powell Castor Dentel Pritchett Hooper Thurston Clarke-Reed Hutson Raburn Tobia Clelland Ingram Rader Torres Coley Combee Jones, M. Trujillo Rangel Van Zant Jones, S. Raschein Waldman Corcoran Kerner Raulerson Watson, B. Crisafulli La Rosa Ray Cruz Lee Reed Watson, C. Cummings Rehwinkel Vasilinda Magar Weatherford Mayfield Danish Renuart Williams, A. Davis McBurney Richardson Wood Diaz, J. McGhee Roberson, K. Workman Diaz, M. Metz Rodrigues, R. Young Moraitis Dudley Rodríguez, J.

Nays-None

Eagle

Votes after roll call:

Yeas—Broxson, Hager, Zimmermann

Moskowitz

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

CS/CS/CS/HB 849—A bill to be entitled An act relating to service animals; amending s. 413.08, F.S.; providing and revising definitions; requiring a public accommodation to permit use of a service animal by an

individual with a disability under certain conditions; providing conditions for a public accommodation to exclude or remove a service animal; revising penalties to include community service for certain persons or entities who interfere with use of a service animal in specified circumstances; providing a penalty for knowing and willful misrepresentation with respect to use or training of a service animal; providing an effective date.

—was read the second time by title. On motion by Rep. Smith, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 672

Vonc. 114

Speaker Weatherford in the Chair.

Yeas—114			
Adkins	Eisnaugle	Nelson	Rouson
Ahern	Fitzenhagen	Nuñez	Santiago
Albritton	Fresen	Oliva	Saunders
Antone	Fullwood	O'Toole	Schenck
Artiles	Gaetz	Pafford	Schwartz
Baxley	Gibbons	Passidomo	Slosberg
Berman	Gonzalez	Patronis	Smith
Beshears	Goodson	Perry	Spano
Bileca	Grant	Peters	Stafford
Boyd	Harrell	Pigman	Stark
Bracy	Hill	Pilon	Steube
Brodeur	Holder	Porter	Stewart
Campbell	Hood	Powell	Stone
Castor Dentel	Hooper	Pritchett	Taylor
Clarke-Reed	Hutson	Raburn	Thurston
Clelland	Ingram	Rader	Tobia
Coley	Jones, M.	Rangel	Torres
Combee	Jones, S.	Raschein	Trujillo
Corcoran	Kerner	Raulerson	Van Zant
Crisafulli	La Rosa	Ray	Waldman
Cruz	Lee	Reed	Watson, B.
Cummings	Magar	Rehwinkel Vasilinda	Watson, C.
Danish	Mayfield	Renuart	Weatherford
Davis	McBurney	Richardson	Williams, A.
Diaz, J.	McGhee	Roberson, K.	Wood
Diaz, M.	Metz	Rodrigues, R.	Workman
Dudley	Moraitis	Rodríguez, J.	Young
Eagle	Moskowitz	Rogers	•
Edwards	Murphy	Rooney	

Nays-None

Votes after roll call:

Yeas-Broxson, Hager

So the bill passed and was immediately certified to the Senate.

#### Motion to Adjourn

Rep. Crisafulli moved that the House, after receiving reports, adjourn for the purpose of holding committee and subcommittee meetings and conducting other House business, to reconvene at 10:30 a.m., Thursday, April 24, 2014, or upon call of the Chair. The motion was agreed to.

## **Messages from the Senate**

The Honorable Will Weatherford, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 177, by the required Constitutional two-thirds vote of all members present and voting.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Will Weatherford, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for HB 321.

Debbie Brown, Secretary

The above bill was ordered enrolled.

The Honorable Will Weatherford, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 366, by the required Constitutional two-thirds vote of all members present and voting, and requests the concurrence of the House.

Debbie Brown, Secretary

By the Committee on Governmental Oversight and Accountability; and Senator Brandes—

CS for SB 366—A bill to be entitled An act relating to public records; amending s. 815.04, F.S.; amending an exemption from public records requirements for data, programs, and supporting documentation that are trade secrets residing or existing internal or external to a computer, computer system, or computer network; expanding the exemption to include such trade secret information residing or existing internal or external to an electronic device; providing for legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Will Weatherford, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 506, and requests the concurrence of the House.

Debbie Brown, Secretary

By the Committee on Banking and Insurance—

**SB 506**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 631.582, F.S., which provides an exemption from public records for certain records held by the Florida Insurance Guaranty Association; abrogating the scheduled repeal of the exemption; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Will Weatherford, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for CS for CS for SB 542, as amended, and requests the concurrence of the House.

Debbie Brown, Secretary

By the Committees on Banking and Insurance; Appropriations; and Banking and Insurance; and Senators Brandes, Simpson, Benacquisto, Galvano, Bradley, Latvala, Bean, Flores, Evers, Stargel, Garcia, Diaz de la Portilla, Hays, Thrasher, Grimsley, Richter, Lee, and Detert—

CS for CS for CS for SB 542—A bill to be entitled An act relating to flood insurance; amending s. 627.062, F.S.; adding projected flood losses to the factors that must be considered by the Office of Insurance Regulation in reviewing certain rate filings; amending s. 627.0628, F.S.; requiring the

commission to adopt standards and guidelines relating to flood loss by a certain date; creating s. 627.715, F.S.; authorizing insurers to offer flood insurance on residential property in this state; requiring the insurer to also offer coverage equivalent to that provided by the National Flood Insurance Program (NFIP); defining the term "flood"; establishing the minimum coverage requirements for a flood insurance policy; providing coverage limitations that an insurer may include in such policies; requiring that certain limitations and notices be noted on the policy declarations or face page; requiring the insurer to obtain a signed acknowledgement from the applicant which provides certain specified information; providing the insurer with rate options; authorizing the office to conduct an examination with respect to any rate change; authorizing an insurer to export a contract or endorsement to a surplus lines insurer without meeting certain requirements; requiring prior notice for cancellation or nonrenewal of a policy; providing additional requirements with respect to notifying the Office of Insurance Regulation before writing flood insurance, filing a plan of operation with the office, using forms that have been approved by the office, and filing reinsurance contracts before a certain date; prohibiting Citizens Property Insurance Corporation from writing flood insurance; prohibiting the Florida Hurricane Catastrophe Fund from reimbursing losses caused by flooding; providing certain exemptions; preempting any conflicts with other provisions of the Florida Insurance Code; providing that the Commissioner of the Office of Insurance Regulation may provide certification that a condition qualifies for flood insurance or disaster assistance; providing that such certification is not subject to ch. 120, F.S.; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Will Weatherford, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 646, and requests the concurrence of the House.

Debbie Brown, Secretary

By the Committee on Governmental Oversight and Accountability; and Senator Montford—

CS for SB 646—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1006.52, F.S., relating to an exemption from public records requirements for postsecondary education records and applicant records; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Will Weatherford, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 648, and requests the concurrence of the House.

Debbie Brown, Secretary

By the Committee on Governmental Oversight and Accountability; and Senator Montford—

**CS for SB 648**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1002.221, F.S., relating to an exemption from public records requirements for K-12 education records; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions to conform; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Will Weatherford, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 656, and requests the concurrence of the House.

Debbie Brown, Secretary

By the Committee on Governmental Oversight and Accountability; and Senator Montford—

CS for SB 656—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1008.24, F.S., relating to an exemption from public records requirements for certain information held by the Department of Education during active investigations of allegations of testing impropriety; saving the exemption from repeal under the Open Government Sunset Review Act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Will Weatherford, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for SB 858, and requests the concurrence of the House.

Debbie Brown, Secretary

By the Committees on Governmental Oversight and Accountability; and Military and Veterans Affairs, Space, and Domestic Security—

CS for SB 858—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 288.985, F.S., which provides exemptions from public records and public meetings requirements for certain records and meetings of the Florida Defense Support Task Force; removing the penalty; removing superfluous language; saving the exemptions from repeal under the Open Government Sunset Review Act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

The Honorable Will Weatherford, Speaker

I am directed to inform the House of Representatives that the Senate has passed SB 996, and requests the concurrence of the House.

Debbie Brown, Secretary

By the Committee on Commerce and Tourism—

**SB 996**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; repealing s. 288.9551, F.S., which provides an exemption from public record and public meeting requirements for certain records and meetings of the Scripps Florida Funding Corporation; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Referred to the Calendar of the House.

#### **Votes After Roll Call**

[Date(s) of Vote(s) and Sequence Number(s)]

Rep. Gonzalez:

Yeas-April 9: 565

Rep. Kerner:

Yeas-April 22: 637

Rep. O'Toole:

Yeas-April 3: 552

Nays-April 9: 567

## **First-named Sponsors**

CS/HB 7023—Campbell

#### Cosponsors

CS/CS/CS/HB 159—Edwards, McGhee, Slosberg

CS/HB 227-C. Watson

CS/CS/HB 685—Bracy, Gibbons

CS/CS/HB 773—Saunders

CS/HB 803—Campbell

CS/HB 977—Bracy, Cruz, Hager, McGhee, Pritchett, R. Rodrigues, Rooney

CS/CS/CS/HB 989—Cruz

CS/HB 1017—Cruz, Eisnaugle, Metz, Patronis

CS/HB 1047-La Rosa

HB 1313—Perry

CS/HB 1325—Campbell, Cruz, McGhee, Pritchett, A. Williams

HB 7171—Porter

HR 9113-Rangel

## House Resolutions Adopted by Publication

At the request of Rep. Campbell—

**HR 9097**—A resolution recognizing the 81st anniversary of the Village of Biscayne Park.

WHEREAS, in the early 1920s, Arthur Mertlow Griffing began developing Griffing Biscayne Park Estates and carefully planted the area with shrubs and trees to create the look and feel of a botanical garden, and

WHEREAS, hoping to attract young families, Mr. Griffing provided safe environments for children to play near their homes by creating many cul-desacs, and the well-landscaped streets, medians, and park areas laid out by Mr. Griffing set the stage for the first homes erected in the development, and

WHEREAS, on December 31, 1931, by a vote of its 113 citizens, the Town of Biscayne Park was incorporated, and on June 16, 1933, a state charter was granted, changing the name of the town to the Village of Biscayne Park, and

WHEREAS, in 1933, in the midst of the Great Depression, the Federal Emergency Relief Administration provided the labor for construction of a log cabin, a unique and distinct homage to the Great Depression as well as to the simplicity and perseverance of the American frontier, and

WHEREAS, the cost to construct the cabin was met by individual donations which, given the national financial hardship at the time, reflected the generosity and commitment to community of the residents of the Village of Biscayne Park, and

WHEREAS, at a special ceremony on January 24, 1935, the finished log cabin was officially dedicated to the Village of Biscayne Park, and

WHEREAS, the structure continues to be the center of daily operations of the Village of Biscayne Park and its approximately 3,000 residents and a proud symbol of the community's humble beginnings and continued success, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the Village of Biscayne Park and Mayor David Coviello, Vice Mayor Barbara Watts, and Commissioners Bob Anderson, Fred Jonas, and Roxanna Ross are recognized on the occasion of the village's 81st anniversary.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Raschein-

**HR 9101**—A resolution commending Captain Bill Smith for being the first to catch a bonefish (*albula vulpes*) on an artificial fly 75 years ago.

WHEREAS, the species *albula vulpes*, or "grey ghost," is a gorgeous fish, being generally the color of burnished silver with a slightly bluish-olive back, fading to almost white below, and is referred to with reverence throughout the Florida Keys as the bonefish, and

WHEREAS, in addition to its beauty, the majestic bonefish is a wily adversary when hunted and a prodigious fighter when engaged, with estimates of its speed ranging from 25 to 40 miles per hour, which allows this speedy fish to cover the length of a football field in a matter of seconds, and

WHEREAS, the elusive bonefish was never known to have been intentionally taken on an artificial fly until one sunny afternoon in the summer of 1939 when, after having considered the problem for many months, Captain Bill Smith fastened an artificial fly of his own devising to the end of a leader attached to a tapered Ashaway GAF line wound on a Shakespeare #1891 single-action Russell reel, and

WHEREAS, among the mud flats near the Islamorada Little Basin, a deeply forked tail waving gently above the water revealed the presence of an 8-pound bonefish, and under a bright blue sky with fleecy white clouds overhead, Captain Bill Smith used a 9 1/2-foot Orvis Battenkill rod to present the handmade fly to the fish, and

WHEREAS, some minutes later, that noble bonefish made history as the first of the species *albula vulpes* to be caught on an artificial fly, and

WHEREAS, the accomplishment of Captain Bill Smith in taking this historic fish in such a manner initiated what many claim to be the most exciting form of sportfishing, pound for pound, on the face of the globe and founded a multimillion-dollar industry: fly fishing for bonefish, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That on the 75th anniversary of the unprecedented feat of catching a bonefish on an artificial fly, Captain Bill Smith is recognized and commended for contributing greatly to the name and reputation of Islamorada and the Florida Keys as a fisherman's paradise.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Campbell—

**HR 9107**—A resolution recognizing the 77th anniversary of the Village of El Portal.

WHEREAS, incorporated on December 6, 1937, the Village of El Portal is a secluded, modern Garden of Eden that encompasses barely a square mile and has more than 2,300 residents in Miami-Dade County, just minutes from downtown Miami, and

WHEREAS, the Sherwood Forest, El Jardines, and El Portal divisions, which are now neighborhoods, united to form the Village of El Portal and appointed W. O. Robertson as its first Mayor, and

WHEREAS, the village derives its name from the Spanish term for "the gate," after the wooden gate that once stood as a gateway to the village, and includes primarily residential single-family cottages and bungalows that are prime examples of South Florida architecture of the 1930s and 1940s, and

WHEREAS, one of South Florida's most unique historical sites, Little River Mound is located in the village and was the first archaeological site to be publicly recognized and preserved in Miami-Dade County, and

WHEREAS, while preserving its heritage, the village continues to make history by being the home of the Radar Memorial United Methodist Church, one of Miami-Dade County's oldest churches that was formed in 1923, and by being the first community in the country to elect a Haitian American to its council in the 1990s, and

WHEREAS, having previously served on the El Portal Council for 12 years, Daisy M. Black was reelected Mayor of the Village of El Portal in 2010, bringing with her a wealth of experience to benefit the village, NOW, THEREFORE.

Be It Resolved by the House of Representatives of the State of Florida:

That the Village of El Portal and Mayor Daisy M. Black, Vice Mayor Linda Marcus, and Councilmembers Claudia V. Cubillos, Omarr C. Nickerson, and Adam Old are recognized on the occasion of the village's 77th anniversary.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Metz-

**HR 9113**—A resolution recognizing May 17, 2014, as "Armed Forces Day" in the State of Florida.

WHEREAS, the United States military has steadfastly protected this nation during times of war and peace since its inception, and

WHEREAS, the United States Army, Navy, and Marine Corps were established in 1775 in concurrence with the American Revolution, followed by the Coast Guard in 1790 and the Air Force in 1947, and

WHEREAS, the United States Armed Forces have bravely fought for and defended the freedom of our country with remarkable displays of sacrifice and dedication in the American Revolution, the War of 1812, the Mexican-American War, the Civil War, the Spanish-American War, World War I, World War II, the Korean War, the Vietnam War, the Persian Gulf War, Operation Iraqi Freedom, Operation Enduring Freedom, the Global War on Terrorism, and countless other campaigns, and

WHEREAS, the United States traditionally celebrated Army Day, Air Force Day, Coast Guard Day, Marine Corps Day, and Navy Day to honor those who served in each branch until August 31, 1949, when Secretary of Defense Louis Johnson announced the creation of "Armed Forces Day," combining the separate recognitions into a single-day celebration for all branches of the Armed Forces, and

WHEREAS, in his Presidential Proclamation on February 27, 1950, President Harry S. Truman declared that the first Armed Forces Day would be observed on Saturday, May 20, 1950, stating that "it is fitting and proper that we devote one day each year to paying tribute to the Armed Forces as the servants and protectors of our Nation," and

WHEREAS, Armed Forces Day is celebrated annually on the third Saturday of May as a part of Armed Forces Week, which begins on the second Saturday of May and ends on the third Sunday of May, and

WHEREAS, Armed Forces Day honors former and current United States Armed Forces servicemembers who have kept America safe and free for over 239 years, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That May 17, 2014, is recognized as "Armed Forces Day" in the State of Florida, and the residents of this state are encouraged to proudly join with the nation in celebrating the accomplishments of the United States Armed Forces and honoring the sacrifice of those who have courageously defended our freedom and protected our homeland since before the founding of the republic.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Coley-

**HR 9117**—A resolution recognizing June 5, 2014, as "Coastal Dune Lakes Day" in the State of Florida.

WHEREAS, coastal dune lakes are a unique coastal dune and watershed system and one of the rarest and most unique natural systems in the world, occurring only in Australia, New Zealand, Madagascar, Oregon, South Carolina, and Northwest Florida, and

WHEREAS, Walton County is known worldwide for its sugar-white sand beaches and emerald waters and is home to 15 named coastal dune lakes that constitute a rare natural phenomenon based on a dynamic and intermittent exchange with the Gulf of Mexico, and

WHEREAS, these coastal dune lakes, Lake Powell, Alligator Lake, Lake Allen, Camp Creek, Little Redfish Lake, Stallworth Lake, Deer Lake, Big Redfish Lake, Campbell Lake, Eastern Lake, Draper Lake, Morris Lake, Western Lake, Oyster Lake, and Fuller Lake, are fed by streams, groundwater seepage, rain, and storm surge, with water conditions among lakes varying greatly, from completely fresh to significantly saline, and

WHEREAS, the coastal dune lakes, which are listed as globally imperiled by the Florida Natural Areas Inventory, create a uniquely pristine environment that exists nowhere else in Florida, and

WHEREAS, this complex hydrologic system provides habitat for a wide array of animal life, including protected and endangered species, and

WHEREAS, protection of coastal dune lakes provides important ecological benefits, such as storm protection and restoration of water flow into the Gulf of Mexico, and

WHEREAS, the coastal dune lakes are vital to the economy of Florida, providing opportunities for fishing, hiking, birding, canoeing, kayaking, Ecotouring, plein-air painting, photographic expeditions, and other activities that provide recreation and an intimate connection with nature, and

WHEREAS, the current Outstanding Florida Water designation of Lake Powell establishes a foundation and provides a precedent for the effort to protect the unparalleled beauty and diversity of Florida's natural, cultural, and economic legacies for future generations, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That June 5, 2014, is recognized as "Coastal Dune Lakes Day" in the State of Florida and residents are encouraged to celebrate Florida's natural ecological treasures.

—was read and adopted by publication pursuant to Rule 10.17.

#### **Excused**

Reps. Hager, Kerner until 11:40 a.m.

The following Conference Committee Managers were excused in order to conduct business with their Senate counterparts: HB 5001, HB 5003, HB 5005, HB 5007 to serve with Rep. McKeel, Chair, and Rep. Crisafulli; Managers-at-Large: Reps. Baxley, Coley, Gibbons, Gonzalez, Holder, M. Jones, O'Toole, Rouson, Schenck, Thurston, Waldman, A. Williams, Workman, and Young; HB 5501, House Agriculture & Natural Resources/ Senate General Government-Rep. Albritton, Chair, and Reps. Boyd, Broxson, Eisnaugle, S. Jones, Moraitis, Pafford, Raschein, Smith, Spano, Stewart, and C. Watson; HB 5101, House Education/Senate Education-Rep. Fresen, Chair, and Reps. Adkins, Ahern, Castor Dentel, Clarke-Reed, Fitzenhagen, Nuñez, Perry, Raburn, Reed, Stone, and Taylor; House Governmental Operations/Senate General Government-Rep. Ingram, Chair, and Reps. Antone, Danish, Harrell, Hutson, Nelson, Peters, Renuart, R. Rodrigues, and Saunders; HB 5201 and HB 5203, House Health Care/Senate Health and Human Services-Rep. Hudson, Chair, and Reps. Combee, Cruz, J. Diaz, Gaetz, Hill, Magar, Murphy, Pigman, Richardson, and Wood; HB 5301, HB 5303, and SB 2510, House Justice/Senate Criminal and Civil Justice-Rep. McBurney, Chair, and Reps. Campbell, Cummings, Dudley, Grant, M. Jones, Kerner, La Rosa, Mayfield, Metz, and Pilon; SB 2514, House Transportation & Economic Development/Senate Transportation, Tourism and Development—Rep. Hooper, Chair, and Reps. Artiles, Bracy, Caldwell, Fullwood, Goodson, Passidomo, Powell, Raulerson, Ray, and Rogers; Managers-at-Large: Reps. Baxley, Coley, Gibbons, Gonzalez, Holder, M. Jones, O'Toole, Rouson, Schenck, Thurston, Waldman, A. Williams, Workman, and Young.

#### Adjourned

Pursuant to the motion previously agreed to, the House adjourned at 4:47 p.m., to reconvene at 10:30 a.m., Thursday, April 24, 2014, or upon call of the

## **CHAMBER ACTIONS ON BILLS**

## Wednesday, April 23, 2014

CS/CS/HB	3 — Read 3rd time; CS passed; YEAS 115, NAYS 0	CS/CS/CS/HB	849 — Read 2nd time; Read 3rd time; CS passed; YEAS 114, NAYS 0
НВ	123 — Read 2nd time; Read 3rd time; Passed; YEAS 116, NAYS 0	CS/HB	883 — Read 2nd time; Read 3rd time; CS passed; YEAS 117, NAYS 0
НВ	125 — Read 2nd time; Read 3rd time; Passed; YEAS 116, NAYS 0	CS/CS/HB	955 — Read 2nd time; Amendment 206331 Failed; Read 3rd time; CS passed; YEAS 111, NAYS 3
CS/CS/CS/HB	159 — Read 2nd time; Read 3rd time; CS passed; YEAS 116, NAYS 1	CS/HB	977 — Read 2nd time; Read 3rd time; CS passed; YEAS 114, NAYS 0
CS for CS for SB	224 — Read 3rd time; CS passed as amended; YEAS 114, NAYS 0	CS/HB	993 — Read 3rd time; CS passed; YEAS 115, NAYS 1
CS/HB	225 — Read 2nd time; Read 3rd time; CS passed;	CS/HB	1017 — Read 3rd time; CS passed; YEAS 115, NAYS 0
CS for CS for	YEAS 114, NAYS 0  238 — Read 3rd time; CS passed; YEAS 115, NAYS 0	НВ	1083 — Read 2nd time; Read 3rd time; Passed; YEAS 97, NAYS 16
SB CS/CS/HB	479 — Read 2nd time; Placed on 3rd reading	CS/HB	1121 — Read 2nd time; Read 3rd time; CS passed; YEAS 113, NAYS 0
CS/HB	485 — Read 3rd time; CS passed; YEAS 107, NAYS 8	CS/HM	1165 — Read 2nd time; CS adopted
CS/CS/CS/HB	489 — Read 2nd time; Read 3rd time; CS passed; YEAS 113, NAYS 0	НВ	1279 — Read 2nd time; Read 3rd time; Passed; YEAS 116, NAYS 0
CS/HB	517 — Read 3rd time; CS passed; YEAS 114, NAYS 0	CS/HB	1325 — Read 2nd time; Amendment 039133 adopted;
CS/CS/HB	561 — Read 2nd time; Amendment 584549 adopted; Placed on 3rd reading		Read 3rd time; CS passed as amended; YEAS 115, NAYS 0
CS/CS/CS/HB	617 — Read 2nd time; Read 3rd time; CS passed; YEAS 78, NAYS 30	CS/CS/HB	1385 — Read 2nd time; Amendment 565931 adopted; Amendment 076689 adopted; Amendment 257765 adopted; Read 3rd time; CS passed as
CS/CS/HB	631 — Read 3rd time; CS passed; YEAS 114, NAYS 0		amended; YEAS 114, NAYS 0
CS for CS for SB	670 — Read 3rd time; CS passed; YEAS 109, NAYS 7	CS/CS/HB	7005 — Temporarily postponed, on 2nd Reading
CS/CS/HB	685 — Read 2nd time; Read 3rd time; CS passed; YEAS 113, NAYS 0	CS/HB	7023 — Read 2nd time; Amendment 743183 adopted; Placed on 3rd reading
CS/CS/HB	755 — Read 2nd time; Read 3rd time; CS passed;	CS/HB	7065 — Temporarily postponed, on 2nd Reading
CC/CC/HD	YEAS 117, NAYS 0	CS/HB	7091 — Read 2nd time; Placed on 3rd reading; Read 3rd time; CS passed; YEAS 112, NAYS 0
CS/CS/HB	773 — Read 2nd time; Amendment 084203 adopted; Placed on 3rd reading	CS/HB	7093 — Read 2nd time; Read 3rd time; CS passed;
CS/CS/CS/HB	775 — Read 2nd time; Placed on 3rd reading	0.0, 2.22	YEAS 112, NAYS 0
CS/CS/HB	783 — Read 2nd time; Amendment 016969 adopted;	НВ	7175 — Read 2nd time; Placed on 3rd reading
	Read 3rd time; CS passed as amended; YEAS 114, NAYS 0	НВ	7177 — Read 2nd time; Read 3rd time; Passed; YEAS 83, NAYS 33
CS/CS/HB	791 — Read 2nd time; Amendment 888775 adopted; Placed on 3rd reading		
CS/HB	803 — Read 2nd time; Read 3rd time; CS passed; YEAS 111, NAYS 0		

## JOURNAL OF THE HOUSE OF REPRESENTATIVES

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